THE ATLANTA CONSTITUTION.

BY W. A. HEMPHILL & CO.] ATLANTA, GEORGIA, THURSDAY, FEBRUARY 29, 1872 [VOLUME IV---NUMBER 223

Evening Edition.

Price Five Cents

WEDNESDAY, FEBRUARY 28, 1872

☞ *See Interesting Reading on Fourth Page.*

Georgia News Items.

A firm in Savannah sold on the 26th, 3,061 bales of cotton. Januschek made her first appearance in Savannah, on Monday night, to a full house, in "Mary Stuart."—*News.*

Forsyth is to have a new Baptist church. On Tuesday last, at Bailie's store in Union county, Crawford Holston, colored, was shot and killed by Mr. Norville Bailie.—*Monroe Advertiser.*

Superintendent Virgil Powers, of the Southwestern Railroad advertises that the contracts for building the railroad from Fort Valley to Perry will be let out on the 15th of March.—*Houston Home Journal.*

Sunday morning Obadiah Rooney, an employee of the Georgia Railroad, was run over and seriously injured by a locomotive near the Union Depot. From the effects of the accident Mr. Rooney died on Monday.—*Constitutionalist.*

Chief Fireman Roberts, of Savannah, was injured by a fall from his horse on the morning of the 26th. Another fire in Savannah on Sunday night. There have been twenty-three alarms during the year, commencing January 1st. The loss of property at the fires within the same time has been estimated at $65,000 or over $1,000 per day, and this, notwithstanding the untiring vigilance and energy of everyone connected with the fire department.—*Republican.*

Mr. Freeman Orr, of Washington county, is dead. Washington county does not owe a dollar, except it be for the current expenses for the present year; and with a population of over 16,000, over half of whom are negroes, not a prisoner in jail. A difficulty occurred in Washington county last week, between Messrs T. W. and R. W. Hardwick and Mr. Goodwin. Mr. T. W. Hardwick received a gun shot wound in the hip, and Mr. R. W. Hardwick a similar one in the face, both flesh wounds.—*Central Georgian.*

Tennessee News Items.

Neck-tie parties are popular in Memphis.

A Memphis clerk has embezzled goods to the amount of $75,000.

Illinois cabbages sold recently at one dollar per head in Memphis.

The farmers of Gibson county intend to plant largely of cotton this spring.

The Wayne county iron works give employment to six hundred hands and turn out about eighteen tons of iron daily.

On Saturday last twenty-five saloon keepers of Memphis petitioned the Chief of Police to enforce the Sunday liquor law.

Agricultural Items.

A bee keeper in Bridgeport, Connecticut, sold the past season 2,000 pounds of honey.

Ever keep in mind that it is far easier to keep up the productiveness of a farm than to restore it after it has been exhausted.

Joseph Gilbert, of Terre Haute, Indiana, says that he has raised at the rate of 450 bushels of potatoes per acre under a thick coating of straw without cultivation.

In some parts of Virginia, peanuts, as a crop, rank next to corn, and are very profitable. With good cultivation they yield 100 bushels per acre, and average about $3 per bushel.

It is the cattle of the farm that do so much to make farming profitable They represent more money than any other class of farm stock, and the uses to which they are put, are more varied than those of any other description of domesticated animals whatever. Take care of the cattle.

Foreign Items.

At St Petersburg a temperance society has just been established. This is a stride.

The English "Press Directory," which has just appeared, gives the number of journals in Great Britain at 1,456.

Within a year twenty-two public schools have been established in Rome, with an attendance of six thousand pupils.

A poor woman in Liverpool, whose husband died about four months ago, has recently given birth to four children, three boys and a girl.

Passing Events.

Amherst College wants the State to donate to it $100,000.

Pennsylvania has two counties without a single church in them.

St. Patrick's day is to be celebrated in New York with great magnificence.

The Nashville Banner says it is reported that Susan B. Anthony won seven hundred dollars of Vic Woodhull in a little game of "draw," a night or two since.

The suit of Miss Leake against the Nashville and Chattanooga Railroad Company for $50,000 damages sustained in the Harpeth bridge disaster, has been reached in the Circuit Court of Nashville.

News Condensed.

New York is to have an oil exchange.

Great Britain purchases more dried fruit than any other country.

A well known female physician of Philadelphia, makes, on an average, about $10,000 per annum.

At Erie, Pennsylvania, Fred Douglass was refused a seat in the hotel 'bus, and had to eat his meals in his bed-room.

In Allen county, Indiana, forty-one couple were neatly and expeditiously divorced, in one day, recently.

"Mumps and railroad schemes" are said to be the prevailing diseases at the Capital of Maine this winter.

A dealer in Yankee notions in Utica, advertises free vaccination to all who make purchases amounting to one dollar or more

Theatrical Items.

Miss Jenny Willmore is in Nashville.

Owens, the Comedian, is in Washington.

Mr. and Mrs. Bandman are in Memphis.

Barney Williams and wife are at Naples.

Theodore Thomas is filling an engagement in Memphis.

The Worrell Sisters are at the Comique, New York, in "Ixion."

Junius Booth has made his appearance at his brother's theatre in New York.

The farewell season of the Nilsson Italian Opera Troupe commences in New York, March 4.

The subscription for the Parepa Rosa, Phillips, Wachtel and Stanly season of Italian Opera at Ealer reached $1,900 for each performance, five weeks before the opening.

Conundrums.

Why was Noah never hungry? Because he had Ham with him.

Why should coopers always be poor? Because they barrel-ly make a living.

Why is a man's life safest before he has dinner? Because he can't di-gest then.

Why is a Judge's nose like the middle of the earth? Because its the scepter of gravity.

Why isn't young lady forsaken by her lover like a deadly weapon? Because she is a cat-lass.

Why is it vulgar to use a wooden platter for the loaf? Why, of course, because it is so unde-bred.

☞ The Administration organ at Washington says: "Our private information from New Hampshire is not at all encouraging as to the prospect for the coming election."

☞ One of the severest trials of a sordid man is that which is caused by the disgust he feels in the society of his own soul.

BY TELEGRAPH.

ASSOCIATED PRESS DISPATCHES.

WASHINGTON.

WASHINGTON, February 27.—The charter of New York, prepared by the committee of seventy, passed in the Albany Assembly by a vote of 89 to 28.

Reports from west of Omaha say that the trains are moving regularly.

Three smallpox deaths and ten cases at Baltimore the past week.

The Sonora stage robbers, Lundy, Brown and William Andrews, have been sentenced to thirty years in the penitentiary.

The Missouri lower House have passed a bill to prevent unjust discriminations of railroad freights.

Beverly Johnson, in a speech at Baltimore, deprecates the injection of constitutional damages into the American case, as it was not contemplated by the High Joint Committee. If the speaker had the ear of the President he would advise their withdrawal from the case.

At Berlin and elsewhere on the continent the English assembled in their churches and held thanksgiving services.

A special dispatch from Bombay states that the government officials attended the cathedral in state, natives assembled in their fine temples, the Jews in their synagogues, the Hindoos in their temples and the Mahomedans and other religious sects in their several places of worship and offered thanks according to their various rules for the recovery of the English Prince.

Steamer Parthia, from Liverpool for Boston, sunk a Spanish steamer in the channel yesterday. The Parthia has returned to Liverpool for repairs.

Count de Chambord is at Dardretch in the Netherlands, ten miles southeast of Rotterdam.

Scott and Seat were arrested in Wayne county, Missouri. Scott, in attempting to escape, was wounded, when he confessed to two murders in Mississippi.

The Japs left Chicago hitherwards yesterday morning.

Thanksgiving in Dublin was immense success. The city was illuminated last night.

Serious complaints are coming to the Secretary of State and Navy regarding the spiteful conduct of the health officer at Havana towards passengers on American steamers—mails are searched.

The importers and grocers of the board of trade of New York have petitioned to Congress for ninety days time, if the tariff on tea and coffee be changed

Vicar General Caskery, of Baltimore, is dead.

The House is considering the use of certificates of deposits in the Treasury of the United States by banks for clearing purposes.

In the Senate there is a struggle progressing to secure a vote upon the sale of arms investigation.

Telegraphic Markets.

NEW YORK, February 28.—Cotton quiet; middling uplands 22½; Orleans 23½; sales 200 bales.

Flour dull, heavy. Wheat quiet, heavy. Corn steady. Pork dull; new mess $14a14 12½. Lard heavy at 9a9½. Turpentine dull at 85. Rosin quiet but weak at $4 70a4 75 for strained. Freights quiet

Stocks steady but firm. Governments dull but steady. Money 7. Gold 10¼. Exchange—long 9½; short 10¼.

LONDON, February 28, noon.—Consols 92½ Bonds 91¼.

FRANKFORT, February 28.—Bonds 95¼a95¾.

PARIS, February 28.—Rentes 56f 67c. The Bank of France has reduced its rate of discount one per centum.

LIVERPOOL, February 28, noon.—Cotton opened steady; uplands 11½a11½; Orleans 11¼.

LATER—Cotton quiet but unchanged; sales 12 000 bales; speculation and export 2,000 Breadstuffs quiet.

EFFECT OF RAILROADS.—The agent of the Union Pacific Railroad, Mr. J. M. Eddy, in charge of the town sites along its line, makes a most gratifying statement of the growth of those towns during the last year. In the principal towns and stations between Omaha and Corinne (Utah) 947 dwellings have been built, and nearly a hundred grocery, dry goods, hardware, and other stores. The churches number 20; school houses, 17; while the liquor saloons exceed both put together, being in all 48. The total number of buildings of all kinds is stated at 1,273, and the cost at $1,798,810. Such a growth in a country which, in 1865, had only stations for the stage line, with two men from twelve to fifteen miles apart, can be found no where else upon the face of the earth. Nebraska is making the most rapid progress in wealth and population, and within the next decade will be sure to take her place among the leading States of the Union. The mines of Wyoming and the beautiful valleys among her magnificent mountains are beginning to be known, and will also secure for her in a few years a vigorous, thrifty population.

☞ At a recent masked ball at Paris there was seen moving around an enormous oyster, with two gaiters at the bottom, and a domino, covered with sea-weed, at the top. Behind this oyster moved an enormous gendarme, booted, and with an immense three-cornered hat, who was trying to open the oyster with his sabre. Occasionally he succeeded, and then could be seen a woman in flesh-colored webbing and with nothing else on but a pearl color, and who hurriedly shut her shell with a sacred look. This oyster made a great hit, which she moistened with too much champaigne, so that, on leaving the opera, she found it necessary to come out of her shell, and began a wild dance, which the police found trifling. Finally this pearl-oyster went to sleep at the police station.

☞ At the London Crystal Palace Spurgeon once preached to 20,000 people, and his exertions were so tremendous that his wife, who sat near the pulpit, had to be removed, she was so overcome. At the end of the service the doxology was sung, but not with enough volume to suit the preacher, and he promptly said, "No, no, that will not do. Not half of you sung then. Let us have the words again, and let every one join. Mr. Organist, please play the verse once more." The organ was at the extreme end—scarcely in sight. The organist looked like a black dot. But he heard the little stout man in the pulpit, and, turning round to the keys, sent forth a glorious volume of music—and the people had heard equally well. The 5,000 singers became 20,000.

☞ The latest curiosity of life insurance is that the existence of Mr. P. S. Gilmore has been insured for $200,000 in fifteen different offices, by the guarantors of the Boston Jubilee Fund, the policies to run for six months. This is the handsomest testimonial which Mr. Gilmore has ever received—all the gold-headed canes and pieces of plate in the world be nothing to it, for it is a simple admission of the fact that without him the monster fete could not go on at all. No Gilmore, no Jubilee. Under such circumstances, the least that he can do for a half year to come is to look well to the soles of his boots, to be careful how he changes his flannel in the spring, and to suffer no considerations of expense to limit him in the purchase of umbrellas.—*Tribune.*

CANDY IS FOOD.—All over India sweet meats are consumed as a substantial article of food. A native, when traveling, seldom eats anything else; and between the two great meals, at all times, he whiles away the long noon of the Indian summer day by sucking lollipops or candy between the whiffs of his hookah. Large dishes of sweetmeats are very common presents to make on religious festivals or domestic red-letter days; and when a Hindoo wants to be very merry or very dissipated he never gets drunk, as a Scotchman does, but goes to a "mithai" shop and makes himself ill with candied sugar.

☞ An Irishman had been sick for a long time, and while in this state would occasionally cease breathing, and life be apparently extinct for some time, when he would again come to. On one of these occasions when awakened from his sleep, Patrick asked, "An how'll we know, Jemmy, when your's dead? You're after waking up every time." "Bring me a glass of grog, and say to me, 'Here's till yez, Jammy!' an' if I don't raise up and drink, thin bury me.—*Exchange.*

Atlanta Wholesale Price Current.

[CORRECTED DAILY.]

CONSTITUTION OFFICE,

ATLANTA, February 28, 1 o'clock, P. M.

Business active and quotations unchanged

Cotton quiet at 20¾ to 21.

Cotton dull at 20¼a20¾ cents

FINANCIAL.—The buying price of gold is 110 and the selling price 112. Exchange buying at par, selling ¼ premium. Silver buying 103; selling 106. Seven per cent. bonds of the city of Atlanta 74a76, eight per cent. 84a86. Six per cent. bonds of the State of Georgia 70a72; seven per cent. 82a85. State of Tennessee bonds—old 65; new 65. State of Alabama bonds—five per cent. 60; do. eight interest 90. Georgia Railroad stock 99a101. Georgia Railroad bonds 97a $1. Macon and Western Railroad stock 93a1 00. Atlanta and LaGrange Railroad stock 93a95; do. bonds 98a$1. Atlanta National Bank stock $1 10.

CORN.—White 95. Mixed and yellow 92½ a93.

Wheat—White $1 85a$1 90; red $1 75a $1 85.

Oats are in demand at 70a75.

Rye in nominal demand at $1 20a$1 25.

Barley nominal at 90a$1.

BULK MEATS—Clear sides, 8a8½; clear rib sides, 7½a8; shoulders 6½. Joles 4½.

BACON—Clear sides 9a9½; clear rib sides 8½a9 shoulders 7½a8.

HAMS—Plain 13a14; sugar-cured 15.

GROCERIES.—Sugars are firm at 14 for A; 13½ for Extra C; 13 for Yellow C; 12a12½ for tierces. Soap, 6¼a10c. Candles—full weights 21½. Tallow 7. Salt $2 15; Virginia, $2 Pepper 25. Ginger, 15. Starch 7¼a8¼c. Brown. New Orleans Syrup 60a65. Molasses, 36. Corn Meal, 95a97½. Rice 9¼c. Rio Coffee 23a25; Java 33a35. Cheese, factory, 17a17½. Irish potatoes, eating $4a$4 50; seed, $5 00a$5 50 per barrel. Onions $4 50 a$5 50.

HAY AND COW FEED.—Clover and Timothy Hay $1 65a1 80 per 100 lbs. Wheat bran $1 40. Stock meal 90a95c. Oil meal $35 per ton. Baled shucks $1 75 per 100 pounds. Baled oats $1 75 per 100 lbs.

LARD—Buckets, 12½; cans, 11a11½; tierces, 10¼a11.

COUNTRY PRODUCE—Eggs 20a22. Country butter, well worked 25; Tennessee 20a22½ Chickens 25.

FLOUR.—Market active with advancing tendency for high grades. We quote Superfine at $7a7 50; Extra 7 50a800; Family 9; Fancy $10a10 50.

POWDER AND SHOT.—Rifle powder, per keg, 25 pounds, $7 25; ½ kegs $4 00; ¼ keg $2 25. Blasting, 5 25. Patent shot, per bag 2 85; buck, 3 00.

DRY GOODS.—Allens 11½; Sprague 11½; Pacific 11a11½; Lancaster 11a11½; Wamsutta 8½; Amoskeag 10; Tickings 10½a20c, Cottonades 18a35.

FACTORY GOODS.—Brown shirtings 7-8 12; 3-4 10; 4-4 13½; bleached shirtings 3-4 9a11½; 7-8 17; brown drills 14; checks 15; Montour osnaburgs 14½ Troup 16; yarns $1 65, Roswell factory $1 65; Columbus shirting 7-8 12; 4-4 13½.

TOBACCO MARKET.—Chewing—low grades, dark, 55a60; medium gr., mahogany 60a65; medium gr, bright, 65a80; fair grades, bright, 70a80; fine, 80a$1. Smoking—common 40; good 60; strictly fine, 65a80; fancy, without stems, $1 25a2. Leaf, 14a18.

HARDWARE.—Nails—unfinished, keg, 10 to 60d $5 50; 8d $5 75; 6d $6 00; 4d $6 25; 3d $7 10. Finishing—10 to 12 $6 25; 8d $6 50; 6d $6 75; 3d $9 10. Iron per pound—Swede 6½a7½; horse-shoe 6a7; round and square 5a10; City Mills bar 5a10. Horse-shoe nails per pound, 10a30. Nail rod per pound, 10a12.

LIQUOR MARKET.—Whisky—rectified 1 00 a1 25 as to proof; Bourbon 1 25a6 00; Robison County 1 50a3 50; Cognac Brandy 1 50a3 00; St. Croix Rum 3 00a6 00; Jamaica Rum 3 00a6 00; Holland Gin 1 50a6 00 Scotch 3 50a4 00; Domestic Porter 3 00 French Brandy 4 50a12 00. Wine—Southland Company's Native Sherry 15 00; White and Red 12 00; Sparkling 20 00 per case.

DRIED FRUIT—Peaches, peeled, 8a10c. per pound; unpeeled 4c.

Dissolution of Copartnership.

THE copartnership in business heretofore existing between S. C. Hitchcock and G. C. Spencer under the firm name of Hitchcock & Spencer has been dissolved by mutual consent. The business of the late firm will be settled by the subscriber, the financial partner, and the manufacture and sale of soaps will be continued by and in the name of

S. C. HITCHCOCK,

Of the late firm of Hitchcock and Spencer.

feb27-d3t

Legal Sale.

UNDER an order of Court, founded upon the consent of the parties interested, I was appointed Commissioner to sell the following described real estate in the city of Atlanta, to-wit:

City Lot fronting fifty feet on Humphries alley and running back same width to Race Track street, bounded on the north by Humphries alley, east by lands of D. P. Sargeant, south by Race Track street and west by lands of Mr. Busbee or R. B. Shirley, said premises being the same that was conveyed to J. S. Jeffries, as Trustee for his wife Martha A. Jeffries, in a deed from Larkin H. Davis, bearing date of October 3d, 1866

And having accepted said commission, I hereby give notice, as required by said order, that I will sell the said described premises, at Public Auction, for Cash, before the Court House door of Fulton county, Georgia, at 10½ o'clock, Tuesday March the 5th, 1872, for the purposes named in said order recorded in minutes Fulton Superior Court book II, page 472.

C. C. HAMMOCK, Commissioner.

feb27-d1d.

HOUSE AND LOT,

AND

Two Valuable Plantations For Sale.

I OFFER for sale my House and Lot in the city of Newnan—one of the most desirable residences in the city—possession given at any time. Also, two valuable Plantations—one containing 600 acres, lying three miles north of Newnan—the other containing 1,300 acres, lying 12 miles from Newnan, and 9 miles from Senoi—one of the best plantations in Western Georgia. Good improvements on both places. For further particulars address or apply to me at Newnan.

feb25-d3m JOHN M. HILL.

Many Eminent Physicians

HAVE tried in vain to prepare a medicine which will supercede the necessity of using Calomel, Blue Mass or Mercury, in any of its forms, for the cure of

Liver Complaint,

with which so many people are now afflicted. It has been reserved for an East Tennessean to make the discovery, and the owner of it has been induced to place it before the public for the benefit of the many who are afflicted with a

Distressing Liver Disease.

It is only put up by Dr. J. H. CALFEE, and is called

"Calfee's Great Liver Compound."

PEMBERTON, TAYLOR & CO., are Wholesale and Retail Agents, for the sale of this invaluable Medicine, and every Bottle is warranted to cure, or the money refunded. feb21—d1m

P. LEE. J. W. HIGHTOWER.

LIVERY AND SALE STABLE,

Griffin, Georgia,

LEE & HIGHTOWER, Prop'tors

PERSONS visiting the Indian Springs, during the summer, will find it to their interest to call on us, in the way of the most pleasant route.

BETTER TURNOUTS,

Careful Drivers and Obliging Hands. We are prepared to furnish Supplies to the Livery Public at the shortest notice and reasonable terms.

apr18—1y

Undertakers.

GROOMES & REECE,

FUNERAL UNDERTAKERS,

AND DEALERS IN FIRST-CLASS METALLIC and WOODEN BURIAL CASES and CASKETS. Will attend promptly to all FUNERALS in City or surrounding country, with FINE HEARSES, including a beautiful Hearse for children. Can be found at any hour, either night or day, at their Establishment, No. 39 Alabama Street, Atlanta, Georgia.

Orders by Telegraph attended to promptly.

Special attention given to Disinfecting, Removing and Shipping of Bodies. dec31—d1y

CHARLES BOHNEFELD,

UNDERTAKER

And Dealer in all kinds of

Metallic Burial Cases, Caskets, and Coffins.

KEEPS CONSTANTLY on hand a large assortment of Burial Cases, etc. Will give personal attention to funerals, in the city or country, with a first-class HEARSE. All orders will receive prompt attention.

CHARLES BOHNEFELD,

Office, 68 Whitehall Street,

Warehouse, Luckie Street, near Walton Springs.

jan21—d3m

THE SAVANNAH REPUBLICAN.

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HARDEE & SCUDDER.

CHAS. S. HARDEE. HENRY W. SCUDDER.

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The Republican

Is the oldest newspaper in the South, and is earnestly devoted to her interests. It contains all the latest news, by telegraph and by letter, on all subjects of general interest—Commercial, Agricultural, Scientific and Miscellaneous—thereby adapting it to every class of the reading public. No pains or expense shall be spared to maintain its reputation as a first-class paper in every respect.

☞ SEND FOR SAMPLE COPY. ☜

feb2—dtf

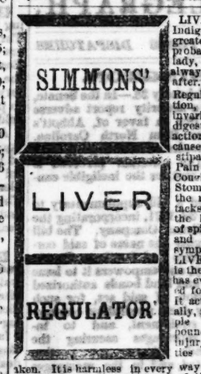
NEW HOTEL,

PALMETTO, - - GEORGIA.

W. Jackson House

Is now open to the Traveling Public.

jan18-dtf W. JACKSON, Proprietor.



LIVER DISEASE and Indigestion prevail to a greater extent than probably any other malady, and relief is always anxiously sought after. If the Liver is Regulated in its action, health is almost invariably secured. In digestion, or want of action in the Liver, causes Headache, Constipation, Jaundice, Pain in the Shoulders, Cough, Dizziness, Sour Stomach, bad taste in the mouth, billious attacks, palpitation of the heart, depression of spirits, or the blues, and a hundred other symptoms, SIMMONS' LIVER REGULATOR is the best remedy that has ever been discovered for these ailments. It acts mildly, effectually, and being a simple vegetable compound, and can do no injury in any quantities that it may be taken. It is harmless in every way; it has been used for forty years, and hundreds of the good and great from all parts of the country will vouch for its virtues, viz:

Hon. Alexander H. Stephens, of Georgia.
Bishop Pierce, of Georgia.
Jno. Gill Shorter, ex-Governor of Alabama.
Gen. John B. Gordon.
R. R. Mott, of Columbus, Ga.

are among the hundreds of whom we can refer to.

Price, $1.00. By mail, postage prepaid, $1.25. Manufactured only by

J. H. ZEILIN & CO.,

Macon, Georgia.

FOR SALE BY ALL DRUGGISTS.

april22—d&wly

COTTON STATES Life Insurance Company!!

CHARTERED BY THE STATE OF GEORGIA.

CAPITAL $500,000!

OWNED at Home, and Company managed by some of our best Financiers.

Over 2,500 Policies Issued Since June 1st, 1869.

The only Company doing business in the South that has

ONE HUNDRED THOUSAND DOLLARS

Deposited with the authorities of the State of Georgia for the Protection of Policy Holders.

Policies upon all the Various Plans of Insurance Issued.

A Loan of 33 per cent. of the Premium given when Desired

ALL POLICIES NON-FORFEITABLE.

No Restrictions as to Residence or Travel. Strictly a Home Company, with its

CAPITAL AND INVESTMENTS AT HOME.

It appeals to those who desire to avail themselves of the benefits or Life Insurance to give it their patronage.

The time has arrived when every thoughtful man is disposed to make this wise provision for those dependent upon his life.

This company proposes to give all the advantages which are offered by foreign institutions of like character, with the opportunity of keeping the vast sums in our own midst, which are annually sent abroad.

Peoples of the Cotton States, foster home enterprise.

Active & Energetic Agents Wanted

In every County and Town in the South.

Address, or call on WM. J. McGILL,

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OFFICERS:

WM. B. JOHNSON, President,
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JOHN W. BURKE, General Agent,
J. MERCER GREEN, Medical Examiner. oct13-tf

Echols & Wilson,

DEALERS in Agricultural Implements, and Machinery, Garden, Grass, and Field Seeds,

BROAD ST., ATLANTA, and

JACKSON ST. AUGUSTA, GA.

nov11-d1f

WALLACE P. REED,

ATTORNEY AT LAW,

ATLANTA, - - GEORGIA.

jan28—d3m

Notice to Debtors and Creditors.

STATE OF GEORGIA, FULTON COUNTY.—All persons having demands against Francis D. Higdon, deceased, late of said county, are hereby notified and required to present them, properly attested, to the undersigned, within the time prescribed by law. And all persons indebted to said deceased, are hereby required to make immediate payment to the undersigned. January 23, 1872.

jan24—d4w&w3w* E. M. HIGDON, Adm'r.

Atlanta and New Orleans SHORT LINE! ALL RAIL!

(Except Transfer at Mobile.)

PASSENGERS FOR

Montgomery,

Selma, Mobile, Birmingham, and Tuskaloosa, Alabama,

MERIDIAN,

Jackson, Grenada, Vicksburg, Okalona, and Corinth, Mississippi,

NEW ORLEANS,

Shreveport, Monroe, La. Jefferson, Galveston and all Points in Texas and Northern and Central Mississippi.

☞ LEAVING ☜

ATLANTA TWICE DAILY!!

At 6:50 o'clock, a. m., and at 7:00 o'clock, p. m.,

—VIA—

Atlanta & West Point R. R.

Will make direct connections with the above named places. Trains run through to Montgomery without change.

98 Miles Shorter

To Montgomery, Mobile and New Orleans than Blue Mountain, (via Kingston and Rome,) or any other route, and

288 Miles Shorter

Than by Chattanooga, Grand Junction and Corinth, to New Orleans and Galveston.

357 Miles Shorter

To Shreveport and Jefferson, Texas, than by Chattanooga and Memphis, avoiding 614 miles Mississippi River Steamboating.

Passengers leaving Atlanta at 7 00 P. M., will arrive in Montgomery at 6 35 A. M., two hours and ten minutes earlier than via Blue Mountain Route.

Passengers leaving Atlanta at 6 50 A. M., will arrive in Montgomery at 5 45, P. M., one hour and twenty-five minutes earlier than Blue Mountain Route.

Passengers leaving Atlanta at 7 00 P. M., will arrive in Columbus at 4 10 next morning, 47 miles shorter than any other route to Selma, Meridian, Jackson and Vicksburg.

☞ Every attention paid to the comfort of Passengers. ☜ Baggage handled with care, and checked to all terminal points.

Fare as low as any other route. Through Tickets for sale at the office of the General Ticket Agent, in the Union Passenger Depot in Atlanta. Also, one thousand mile tickets for the accommodation of merchants and families, at reduced rates.

L. P. GRANT, Superintendent.

W. J. HOUSTON, General Passenger Agent.

oct1—dec20 dtf

THE RURAL SOUTHERNER,

THE BEST AND LARGEST

DOLLAR MONTHLY.

SPECIAL INDUCEMENTS!

IN the second column of figures after the names of publications, the regular subscription price of each is given. By special arrangement we are enabled to furnish the RURAL SOUTHERNER and any of the following publications at the price opposite in the first column, and the publishers of the SOUTHERNER will be responsible for the proper sending of papers with which we club.

Names of Papers clubbing with the Rural Southerner.	Subscription per annum for the Rural Southerner and the paper named.	Price of subscription of the Paper alone.
DAILIES.		
Atlanta Constitution	$10 00	$10 00
Atlanta Sun	10 00	10 00
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WEEKLIES.		
Atlanta Constitution	2 50	2 0
Atlanta Sun	2 50	2 0
Atlanta Christian Index	3 00	3 00
Augusta Chronicle and Sentinel	3 00	3 00
Atlanta Plantation	3 00	3 00
Macon Telegraph and Messenger	3 00	3 0
Macon Southern Christian Advocate	3 00	3 0
N. Y. Moore's Rural New Yorker	3 25	3 00
New York World	2 50	2 00
New York Pomeroy's Democrat	2 50	2 00
New York Tribune	2 50	2 00
New York Sun	1 70	1 00
Albany, N. Y., Cultivator & Country Gentleman	3 00	2 50
Chicago Prairie Farmer	3 25	3 00
Boston Every Saturday	5 00	5 00
New York Hearth and Home	4 00	3 00
New York Scientific American	3 50	3 00
St. Louis Colman's Rural Worlds	2 50	2 00
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Athens Southern Cultivator	2 50	2 00
Macon Farm and Home	2 50	2 00
Baltimore Maryland Farmer	2 00	1 00
New York American Agriculturalist	2 50	2 00
Charleston Rural Carolinian	2 50	2 50
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New York—The Galaxy	4 00	4 00
Chicago Nat. Live Stock Journal	2 00	2 00
Augusta Farmer & Gardener (semi-monthly)	1 75	1 00

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THE LARGEST CITY, COUNTY AND STATE CIRCULATION.
DEFIES REFUTATION.

Morning Edition.

ATLANTA:
THURSDAY, FEBRUARY 29, 1872.

Subscribe to The Constitution.

A full report of the decisions of the Supreme Court is furnished to THE CONSTITUTION exclusively, by the Reporter of the Court.

☞ The communication on the Georgia Western in another column is from a prominent merchant. We differ with several of his conclusions and will comment to-morrow.

The Public Laws.

THE CONSTITUTION office is prepared to supply orders for the Public Laws of Georgia, passed at the November session, with an appendix containing Court Calendar, the Government of Georgia, etc. Price per pamphlet, $1. Apply at the business office.

Minors in the Army.

Secretary Belknap has recommended to Congress that the law regarding enlistments be amended, and that no recruit be hereafter permitted to enter the service who, by his own oath, is not over twenty-one years of age. This action on the part of the Secretary results from the frequent appeal of relatives for the discharge of minors.

A New Name of Grant.

The editor of the New York Tribune in speaking of Washington and his successors, expresses himself in the following language: "We have had no lack of rulers who used the Government as mere machinery to lift themselves into more lasting notoriety, or who sat like a polypus in its cave, stretching out its feelers on every side to draw food into its maw. Washington was not enriched one penny by the chances which his position gave him; a more creditable fact, as he valued money, and acquired it by every honorable means."

What a name—Polypus.

An Evening Paper.

The Board of Directors of the Louisville Ledger Printing Company having concluded, as a business matter, that it is imprudent to continue the publication of the Ledger in its present form, and as a morning paper, arrangements have been made for its continuance as an afternoon journal, the first number of which, says the Ledger, we send out to-day as a candidate for public favor and patronage. The difficulties in the way of establishing a large and complete morning paper, such as the Ledger had become, are not to be measured by those unacquainted with the business.

Prosperous.

Nothing delights us more than to see our brethren prospering. This is the case with the Monroe Advertiser, undoubtedly one of the newsiest, neatest and best weeklies in the whole South. We clip the following from an article in the last number:

With this number we enter upon volume seventeen of the Advertiser, and the fifth year of the present management.

With the results of the past we confess to the enjoyment of a feeling of satisfaction akin to pride. Difficulties anticipated at the outset of our enterprise in Monroe have been rarely encountered, and when they have intervened were easily overcome. We have at all times endeavored to reach the highest aims of the true newspaper man—to make the Advertiser all that a newspaper should be, and worthy of confidence and support. To what extent we have succeeded our readers can judge for themselves impartially; we are satisfied with the results in every substantial and desirable point of view. Support has increased with each succeeding year, and prosperity marked our course.

Resignation of District Attorney Pope.

We give below the letter of resignation, We had heard rumors that the District Attorney would have to give way for a more extreme partisan, and we have no doubt that he resigned because he could not engage in the vile persecution and disgraceful work of the Ku-Klux business.

OFFICE UNITED STATES ATTORNEY, }
ATLANTA, GA., Feb. 23, 1872. }

To the President:

Under recent legislation certain duties are devolved on United States Attorneys which I cannot perform without great reluctance. Up to this time I have labored faithfully to perform all these duties, whether agreeable or not, but the opinions which I hold render me not a proper person to become an active agent in many prosecutions of which the United States Courts now have jurisdiction. I, therefore, respectfully tender my resignation of the office of Attorney of the United States in and for the Districts of Georgia, to take effect when my successor is appointed and qualified.

I beg to assure you of my grateful appreciation of the honor which I have enjoyed at your hands.

Your obedient servant,
JOHN D. POPE.

City Bonds--Georgia Western.

Editors Constitution: We observe that the city's subscription of three hundred thousand dollars to the Georgia Western has been called for.

Before these bonds are issued, the gauge question should be definitely settled. Let the citizens, the tax payers, know how their money is to be expended. If the tax payers of Atlanta are to be taxed one million dollars to build a broad gauge road, they should know it, and should have the poor priviledge of making their say on the gauge question before the bonds are issued. The city has already three hundred thousand dollars stock in the Air-Line.

Does she control that road? What is the stock worth? Before we invest a million dollars in the Georgia Western, we should consider the probabilities of our being able to control it when done. The road to Birmingham will cost from three to three and a half million dollars. Does any one suppose that if built broad gauge that Atlanta will be able to control it?

If built narrow gauge, at a cost of ten or twelve thousand dollars per mile, Atlanta can control it when done. It will be able to work cheaper than a broad gauge can possibly do. This will give Atlanta the absolute control and monopoly of the trade of that section. If built broad gauge it will not give us the monopoly of that trade, but will simply divide the trade with competing lines. Which shall we have—the whole of that trade, or only a part of it?

If Atlanta issues one million of dollars in bonds, which she must do to build the Western Road, why not run direct to Easport and connect with the steamboats direct from Minnesota, St. Louis, Pittsburg, Cincinnati, Louisville, etc.? Having only one reshipment from water transportation—the cheapest known—to narrow gauge railroad—the wisest and cheapest. By so doing, Atlanta will control the trade to Georgia. If you adopt wide gauge, Atlanta's trade is gone, and Opelika, Montgomery, and other points in that direction will supply all Georgia with Western produce. Will the Council blindly commit Atlanta to this enormous outlay only to lose it, as she has done in the Air-Line? Let us see. It is all humbug to talk about Atlanta controlling a wide gauge road. Ask railroad men.

A TAX PAYER.

☞ Mme. de Staël, who had been boasting of her Protestanism to a Catholic said, "I am of the faith of my fathers." "And I of my grandfathers," was the quick reply of the Catholic.

"Heart-Hungry."

In the title of a new novel by a Southern lady, "Heart-Hungry," we find, of course, Georgia. The story is well known to the public, and we do not like the interest has been misdirected in this book. We may complain of the plot, and denounce it as absurd and sensational, but here we should not be over hasty. If the story is sensational, it does not do violence to the scenes of actual life. Fiction may be strange, but truth is often stranger; and there are exceptional events outside of the dreams of romance. Such events are not always the creations of fancy, but they sometimes have a harsher and sterner existence than in the land has not drawn upon her imagination for the plot which she unfolds. She simply has taken real characters and introduced them to us under fictitious names. Then, if her story is sensational, as some of the reviewers claim, the fault does not spring from a distorted brain, but the offence is one of which sterner reality herself has been guilty. The characters are Southern, and over all the pages there is the odor of orange blossoms and the languid sigh of enervating ease. It is Southern in feeling and Southern in its startling changes. We may say what we please of the novel, but we cannot close our eyes to the fact that the writer of it is a woman of culture and extensive reading. The evidence of this found in every chapter, if not in every page. The philosophy may be bad at times, but then at other times it is sound and healthy. There are many beautiful passages in the book, passages that breathe of poetry and rise to the dignity of eloquence. If we do not like the story it does not follow that we must not deny the author genius. "Heart-Hungry" will find many admirers. It is published by G. W. Carleton & Co., New York.—*Turf, Field and Farm, New York.*

Hon. B. H. Hill Again Speaks.

In THE ATLANTA CONSTITUTION of the 24th instant, we find an eight column address of Mr. Hill, recently delivered in Atlanta, in which he seeks to explain his political life, and again offers what he terms wholesome advice to the people of Georgia. Mr. Hill admits in his address that his political life has been an enigma, and regrets many personalities used, but still maintains that his old policy was correct. He claims that he has never been a partisan nor office-seeker; that he has always looked to the interests of his country. He explains the cause and the result of the late revolution, and dwells considerably upon his "Notes on the Situation," that they were written when other politicians in Georgia refused from cowardice and fear of Federal bayonets, to advise the people. He discusses at large the policy to be pursued towards our "weak brother," the African; that the South should be the source of the negroes' elevation, and that they should be educated and improved.

Mr. Hill denounces the evil of intolerance, and illustrates from his own life how he has been burnt in effigy. After the work of reconstruction was over, he saw no use to resist accomplished facts, and hence his course since that time. He claims to belong to no party, but affiliates, he says, with the Democratic party now in existence, because, in his opinion, no Southern man can with self-respect co-operate with any other party. He is ready to form and adopt a new party as soon as the country proposes the same. He declares that nothing can save the Union except upon the principles of the old Whig party as pronounced by Mr. Clay.

Mr. Hill closed his lengthy address by offering advice to the young men of the country, upon whose shoulders the government of political affairs must finally rest. We have no desire or wish to do Mr. Hill injustice, or to misconstrue the strange policy he has pursued for the last few years. We are content to judge him as he appears before the people. Notwithstanding his powerful efforts to persuade the people that his political course has been a correct one, yet we are of the opinion that other logic will have to be advanced still more potent and convincing than has yet been offered, before he can fully set himself aright before the people. While we recognize in Mr. Hill the ability to advise the people of Georgia upon political issues, yet we are loth to believe that such advice is sought, or is in any respect desired, coming from one like him, who has proven himself unworthy of their confidence. Hence it is useless for Mr. Hill to worry himself, or to continue to vindicate his past record, blackened as it is by his affiliation with the late corrupt party in power, for the people, we believe, fully understand him, and require no explanation that he can give to further enlighten them upon his past political course. We believe that any advice coming from Mr. Hill to the Democracy will be spurned with utter contempt by the good and true men of the party. Let his advice and his warnings go unheeded, for he has deceived his people.—*McDuffie Journal.*

DECISIONS
—OF THE—
SUPREME COURT OF GEORGIA.

Reported at Atlanta, Tuesday, Feb. 27, 1872.

[REPORTED EXCLUSIVELY FOR THE ATLANTA CONSTITUTION, BY F. J. HAMMOND, S. S. REPORTER.]

T. C. Brown vs. W. C. Gill. Illegality, from Lee.

McCAY, J.

If a levy be made of a fi. fa. founded on a debt contracted prior to June, 1865, and there be no affidavit of payment of taxes, as required by the 5th section of the Act of 1870, the defendant may stop the progress of the fi. fa. by affidavit of illegality.

Judgment reversed.

Vason & Davis, Clark & Goss, for plaintiff in error.

C. B. Wootten, *contra.*

James H. Nelms vs. Geo. E. Clark and Gibbons W. Morgan. Refusal of Injunction, from Sumter.

McCAY, J.

Where a mill was erected in 1866, and used in the ordinary manner since, until 1871, and a bill is filed to enjoin the mill owner from allowing the ebb and flow of the water below the mill, caused by the usual stopping and opening of the gate, on the ground that it produces sickness in the neighborhood, with special damage to the plaintiff, and it appears by affidavits, that there is much conflict of testimony, as to the fact of the damage, and as to the ebb and flow being the cause of the sickness, it is no abuse of the discretion of the Court if he refuse the injunction until the facts are passed upon by a jury.

Judgment affirmed.

C. T. Goode for plaintiff in error.

W. A. Hawkins, *contra.*

Rowena E. Harris vs. Colquit & Baggs. Exemption of Property, from Terrell.

McCAY, J.

Parties who appear before the Ordinary to contest the granting of a homestead are concluded by the judgment upon all questions which it is necessary for the applicant to prove, and upon all questions which the statute provides the creditors may make, but they are not concluded upon questions over which the Ordinary has no jurisdiction, unless it appears that they actually made such questions, and that they were in fact decided

Judgment affirmed.

Lyon, DeGraffenreid & Irvin, W. G. Parks, for plaintiff in error.

F. W. Hooper, R. F. Simmons by Clark & Goss, *contra.*

Carhart & Curd vs. George W. Bivins. Dismissal under the Act of 1870, from Sumter.

McCAY, J.

Where in a suit by two persons on a debt due before 1st of June, 1865, the proper affidavit of payment of taxes was filed and on the trial before the jury the interrogatories of one of the partners were read, to the effect that he had always regularly given in and paid taxes on his solvent notes and that the note sued on was solvent, and he had always included it in his tax returns and paid taxes on it, as he believed, though he could not positively call to mind his giving in this particular note:

HELD, That it was error in the court to dismiss the case; there was sufficient evidence to carry the case to the jury, leaving them to determine whether or not the taxes had been duly paid and whether or not the witness did not mean that he had, as one of the firm, given in this note and paid the taxes thereon.

Judgment reversed.

Hawkins & Guerry, for plaintiff in error.

C. T. Goode, W. A. Hawkins, *contra.*

S. L. Harrison vs. John H. Hatcher, trustee. Ejectment from Randolph.

McCAY, J.

The proper practice in preparing a motion for a new trial is that all the rulings of the court complained of during the trial, as well as the charge, and refusals to charge of the Judge, shall appear distinctly in the motion and be affirmatively recognized by the court as true. But if such motion be made in writing, and notice thereof begiven to the opposite party, and no rule *nisi* be granted, but it appear simply, that the motion is argued and overruled, this court will presume that the hearing was on a demurrer to the motion, which is the usual practice in common law courts to dispose of motions for new trials. But if the party desires the benefit of diffracting the decisions of the court upon questions presented in the bill of exceptions, he must have the record show distinctly.

In such a case grantees holding under a deed of gift from B, expressing to be for $2,000 dollars, said for love and affection, and in the same condition as their grants, and are volunteers.

Declarations of one in possession of land that the land is his, are admissible as showing adverse possession, but not for any other purpose.

Where written charges to charge the jury are presented to the Judge, which are pertinent and legal charges in the case, as presented by the facts in evidence, and on material issues, which are refused by the Judge, a new trial ought to be granted, even if the verdict of the jury may be sustained under the evidence upon other issues in the case not covered by the requests to charge.

When, in an action of ejectment, it appear that both parties claim title from the same person, it is not necessary to show title further back than to the common grantor.

A trustee for a woman during her life, with directions to convey to her children at her death, may sustain an action against an adverse holder to recover the possession after the death of the mother.

Judgment reversed.

A. Hood, by Kiddoo, for plaintiff in error.

Jno. T. Clark *contra.*

John R. Holsenback vs. The State. Murder, from Macon.

McCAY, J.

1. Where on a trial for murder, it was proposed to prove certain statements of the prisoner confessing his guilt, made in jail to a fellow prisoner, and on a preliminary examination it appeared that the prisoner had, before these statements were made, written a letter to the Governor indicating that the murder had been committed in pursuance of a conspiracy, and mentioning several names of persons as conspirators, and the Attorney General of the State, by authority of the Governor, had offered him a full pardon if he would disclose the whole, but it did not appear that he had made any disclosure, either to the Attorney General or Governor, but had promised to do so in writing, which written disclosure he had not made at the time he made the statements to his fellow prisoner:

HELD, That it was not error in the court to permit the statement thus made to go to the jury, it not appearing that they were made under any undue influence at the time, and there being nothing to show that the arrangement with the Attorney General had been acted on by the prisoner.

2. The preliminary examination before the court, to ascertain if confessions offered are, or are not voluntary, is properly conducted in the presence of the jury, and the confessions, when introduced, are to be passed upon by the jury, in all respects, the decision of the Judge that they were voluntarily made being only *prima facie.*

3. It is competent for the State to introduce evidence to contradict any facts stated by the prisoner in his statement made before the jury, under the Act of 1869.

4. A charge of the court, that the jury must be *satisfied* that the defendant was insane before they can acquit him upon that ground, though, perhaps, too strongly stated, is not a ground for a new trial if there be no evidence of insanity before the jury.

5. When on a trial for murder, the confessions of the prisoner were in evidence before the jury, and the Judge, in his charge, told the jury that whilst they could not convict upon the confessions alone, uncorroborated by other evidence, yet, that, if it was proven that the person to whom the confession referred was unlawfully killed, this was evidence of corroboration sufficient to authorize the jury, under the law, to convict on the confessions.

HELD, That this was not error.

Judgment affirmed.

C. T. Goode, W. S. Wallace, Jack Brown, W. H. Reese, for plaintiff in error.

W. A. Hawkins, Solicitor General *pro tem*, Phil. Cook, for the State.

James C. Loyd vs. The State. Murder, from Macon.

McCAY, J.

1. The principal felon and an accessory before the fact may be jointly indicted in the same indictment with proper averments and charges against each.

2. The form of an indictment as prescribed by section of the Revised Code must not be followed to the letter, it is sufficient if it be conformed to in all material particulars.

3. On the calling of an indictment against a principal and accessory, the court may require both to answer ready or not ready for trial; if they answer, and the principal be put on trial, it is not error to put the accessory on his trial at the same term of the court after the conviction of the principal without any new requirement to announce, unless it appear that some cause for a continuance has happened since the first calling of the cause.

4. It is no ground for new trial that the Court refused to continue, because of the absence of one the prisoners counsel, on whom he principally relied, from sickness, the affidavit for continuance only saying that the affiant "had been informed by letter of the sickness," especially if it appear that other competent counsel are employed and do appear in the trial.

5. It is not a good ground, for the continuance of the cause against an accessory before the fact, to show that the the principal felon has been convicted, yet that he intends moving for a new trial.

6. It is no ground of challenge against a juryman that he has formed and expressed an opinion, etc., upon one of the facts necessary to make out the charge against the prisoner, and it is not error in the court to allow the presence of the panel that the formation and expression of an opinion as to the guilt or innocence of the principal in a crime, does not of itself render them incompetent to sit upon the trial of the accessory before the fact.

7th. It is not a ground for a new trial in a criminal case, that the Judge admitted as evidence befor the jury the written report of a phonographer, of the prisoners statement before the magistrates at the summary hearing previous to commitment, the report being sworn by the phonographer to be true, and the prisoner having full opportunity to examine him thereto before the jury, it further appearing that the statement was very immaterial, and to have taken the prisoner four hours to make it.

8. When a prisoner undertakes to make a statement before the jury, and he indulges in long, rambling statements of matters wholly immaterial to the matter in hand, so as to consume several hours, and yet say nothing pertinent to the issue before the court, it is no ground for new trial for the court to admonish him that he must confine his statement to matters bearing on the case.

9. It is not error in the court to charge the jury on the question of insanity, that if one have indulged his passions or blunted his moral sense, so that he can commit crime without remorse, and fails to see its heinousness, as persons of purer morals and more restrained passions see it, this does not make him insane. If he have sufficient capacity to discern right and wrong as to the particular act in question, if he has knowledge and consciousness that the act he is doing is wrong and would deserve punishment, he is of sound mind and memory, so as to be subject to punishment.

10. The verdict in this case is not contrary to the evidence or contrary to law.

Judgment affirmed.

C. T. Goode, W. S. Wallace, Jack Brown, W. H. Reese, for plaintiff in error.

W. H. Hawkins, Solicitor General *pro tem.*, Phil Cook, for State.

J. L. Cobb vs. The State. Permitting a minor to play or roll billards, from Randolph.

McCAY, J.

When, after the jury was stricken, and before the cause was submitted to the jury on an indictment for a misdemeanor, the defendants then first discovered that two of the jurors, not stricken, had been on the grand jury pending the bill of indictment:

HELD, That the defendants had a right to a new jury list, with talesmen substituted for the two incompetent jurors, and was entitled to his seven strikes from that list.

An indictment charging one of the defendant had permitted A, a minor, to play billiard billiards on a table kept by him, without the consent of his parents, etc., is not demurrable, as in the alternative; the words play or roll are used in the statute as synonymous.

Judgment reversed.

R. H. Worrill for plaintiff in error.

S. W. Parker, Solicitor General, by Z. D. Harrison, for State.

Curry, Bangs & Woodward vs. J. Q. Edmonson. Complaint, from Terrell.

McCAY, J.

Non-residents of this State are not required, by our law, to pay taxes on notes held by them on citizens of this State, and when the purpose of a pass in the plaintiff in a suit on a note dated before June, 1865, and it appear that the defendant, a citizen of this State, was not a resident of this State on the ... October 1st, 1870.

... by S. D. Harrison, for plaintiff in error.

... Wootten & Hopkins, ...

Geo. ... vs. ... Scott ... Randolph.

McCAY, J.

... were two suits pending between the same parties for the same cause of action, and the plaintiff moves a good cause for the continuance of the suit last brought, to-wit: that certain interrogatories filed and therein had not been returned:

HELD, That it was error in the court to refuse the continuance because the plaintiff had dismissed the suit first brought.

2. If pending a suit, another be brought against the same defendant for the same cause of action, the pendency of the first suit may be pleaded in abatement of the second, and the plaintiff cannot defeat the plea by dismissing the suit first brought.

Judgment reversed.

H. Fielder, Bell & Tucker, for plaintiff in error.

J. L. Wimberly, B. H. Worrill, *contra.*

Ketchum & Hartridge vs. James D. Pace. Collateral issue from Tyrrell.

McKAY, J.

When a sheriff by direction of the plaintiff levied a distress warrant for rent upon the crop made and on the land rented and also on certain mules belonging to defendant and on the place, and afterwards dismissed the levy on the mules, it appearing that they were under a mortgage of superior lien to the distress warrant, and the mules were run off by the defendant.

HELD, That such levy and dismissal did not postpone the lein of the distress warrant on the crop to younger liens.

Judgment affirmed.

W. M. Guerry, Hood & Kiddoo, for plaintiff in error.

H. Fielder, R. E. Kennon, *contra.*

James E. Loyless vs. Hodges & Brother. Garnishment, from Terrell.

McCAY, J.

When a garnishee had answered that he was not indebted to and had no effects of the defendant, and there was a traverse of his answer, and the plaintiff proved that the defendant had left with the garnishee, a large box for safe keeping only, the garnishee declining to be responsible for it, but permitting him to heave it in his store house; that it was there at the time of the service of the garnishment, had been removed since, with the permission of the garnishee, by the defendant, and that it contained two hundred dollars worth of goods:

HELD, That a verdict for the plaintiff for the value of the goods was sustained by the evidence.

Judgment affirmed.

F. M. Hooper, Clark & Goss, for plaintiff in error.

S. C. Hoyle, C. B. Wootten, *contra.*

Samuel D. Irvin, Administrator, vs. Thomas D. Speer. Relief, from Sumter.

MONTGOMERY, J.

Where A buys land from B before June, 1865, and gives his note for the purchase money, and afterwards sells the land and receives payment, and his purchaser takes possession, and A is then sued on the note, he cannot be said to have been, at the commencement of the action in possession of the property for the purchase of which the contract was entered into, even though he may not have made to the purchaser a deed. The case is therefore not with the 15th section of the Relief Act of 1870, and the usual affidavit must be filed.

Judgment affirmed.

Lyon, DeGraffenreid & Irvin, W. A. Hawkins, for plaintiff in error.

C. T. Goode, *contra.*

Wm Ezzard, vs. Jno. R. Worrill, *et al*, Relief, from Sumter.

MONTGOMERY, J.

Where an accommodation indorser on a note made prior to June, 1865, has been compelled by judgment since that time to pay the same or any part thereof, and sues the maker, securities and prior endorser to recover the amount so paid by him, he is not obliged to file the affidavit of the payment of the taxes required by the relief Act of 1870. The debt to him did not exist until the payment of the judgment by him.

Judgment reversed.

C. T. Goode for plaintiff in error.

W. A. Hawkins *contra.*

D. A. Cochran vs. C. H. Strong, for the use of R. C. Schafer & Co. Motion to vacate judgment, from Webster.

MONTGOMERY, J.

A written contract for payment of specifics, not containing operative words of transfer, is assignable so as to vest the title in the assignee, who may sue on it in his his own name, under Revised Code, section 2218.

A written assignment "for value received" endorsed on such an instrument, the instrument not being a promissory note or bill of of exchange, does not make the assignor liable as endorsee or guarantor of the instrument; hence he cannot be sued in the same action with the maker.

Where such an instrument is assigned to A. who, in turn, assigns it to be B., and by some means it again comes into the hands of A, he cannot sue on it in his own name for use of last assignee.

Where a contract is for the payment of thirty-five bales of cotton, "the above mentioned cotton to be paid out of the cotton, to be paid by S. D. Bridgeman to the said Cochran, under written contract between them, bearing date 23d instant, and now in the hands of D. A. Cochran and subject to the same liens and contingencies," it is impossible for this court to construe the contract sued on, in the absence of that between Cochran & Bridgeman.

Judgment reversed.

C. B. Wootten for plaintiff in error.

F. M. Harper, Glenn & Son, Clark & Goss, *contra.*

Dos ex dem, Joshua Evans et al. vs. Richard Roe, cas ejector, and I. P. & W. C. Bairds. Ejectment from Terrell.

MONTGOMERY, J.

Where in ejectment plaintiff shews title from the State to himself and defendant relies on adverse possession under color of title it is competent for plaintiff to show in rebuttal, infancy on the part of one of his grantors, even after the evidence has closed and argument commenced, if the existence of such fact then come to his knowledge for the first time.

Where a party claims adversely it is not necesary for him to shew that he went into possession *bona fide.* This will be presumed until the contrary appears.

Judgement reversed.

Vason & Davis, by Clark & Goss, *contra.*

F. M. Harper, by Clark & Goss, *contra.*

James A. Allison, administrator, etc., vs. Henry R. Thomas and Eugenius L. Douglass. Relief, from Randolph.

MONTGOMERY, J.

1. It is necessary for an administrator to file the tax affidavit required by Act of 1870, even though there are no debts, and a widow and minor are interested with others in the estate.

2. Every presumption will be made in favor of the constitutionality of an Act of a States Legislature. Where this Court has decided an Act of the Legislature constitutional, under which decision many private rights have been settled, and to disturb which might unsettle many others, and perhaps prove a great hardship to the plaintiffs in those cases already adjudicated, the doctrine of *stare decisis* applies.

Judgment affirmed.

Hood & Kiddoo, for plaintiff in error.

R. L. Douglass, C. B. Wootten, *contra.*

Harrison Rogers, administrator of C. S. Botsford, vs. E. E. H. Botsford. Equity from Terrell.

MONTGOMERY, J.

Where the amount due on a life insurance policy is payable in Hartford, Connecticut, to the "heirs or assigns" of the person whose life was insured, who leaves a will bequeathing all his property to his children, to the exclusion of his widow, and the agent of the insurance company pays the money to his administrator with the will annexed, the administrator is justified in filing a bill for direction as to the fund.

Pending the litigation the administrator is not liable to pay interest on the fund where he has made none.

Judgment reversed.

Wootten & Hoyle for plaintiff in error.

Lyon, DeGraffenreid & Irvin *contra.*

James D. Cahart vs. Charles P. West, of al. Relief, from Randolph.

MONTGOMERY, J.

The real plaintiff in the action may make the affidavit of payment of taxes required by the Act of 1870, even though the suit be brought in the name of another.

Judgement affirmed.

Hood & Kiddoo, by Jno. T. Clark, for plaintiff in error.

W. Woodward, *contra.*

Dos ex dem. James H. Allen, Administrator, vs. Hiram Hester, elected, Ed. Robert R. Elder and John W. Elder, Tenants. Ejectment, from Randolph.

MONTGOMERY, J.

A defendant in ejectment may set up an equitable defense by way of plea in Georgia.

Evidence must be submitted when the equity case that made is properly set out in the plea.

When a deed is executed with the obligee in a bond for titles, and is sued in ejectment by obligor to recover the land on the defendant's failure to pay the entire purchase money, files an equitable defence, it is error in the court to dismiss the case because the plaintiff declines to amend his declaration so as to change his action to assumpsit for the recovery of the purchase money.

Judgment reversed.

Hood & Kiddoo, for plaintiff in error.

H. Fielder, *contra.*

Z. M. Sawyer vs. Elon Yories. Foreclosure of mortgage, from Stewart.

MONTGOMERY, J.

Parol evidence is not admissible to add a covenant to a deed.

Judgment affirmed.

E. L. Douglass, Bell & Tucker, H. Fielder, for plaintiff in error.

J. L. Wimberly, J. T. Clark, *contra.*

Wm. R. Russell, W. Woodbright, et al., vs. The State. Forfeiture of recognizance, from Terrell.

MONTGOMERY, J.

Where the sureties on a criminal bond, which has been estreated, and on which the usual *sci. fa.* was issued, offer, on a motion to enter up judgment on the bond, at the return term of the *sci. fa.*, to prove the principal is too sick to appear, they should be permitted to do so. The proof made, it would entitle them to a continuance.

Where judgment has been entered on such a bond, at the return term of the *sci. fa.* and during the term and before the juries were discharged, the sureties brought their principal into Court, surrendered him to the Sheriff, offered to pay all costs and excuse themselves for not bringing their principal sooner by showing his serious illness, and then moved to vacate the judgment, the motion should have been allowed.

Judgment reversed.

Lyon, DeGraffenried & Irvin, for plaintiff in error.

S. Wise Parker, Solicitor General, by Z. D. Hamilton, for State.

Jno. W. Elder vs. Jas. A. Allison, administrator. Injunction, from Randolph.

MONTGOMERY, J.

Misrepresentation of a material fact, made by one of the parties to a contract, though made by mistake and innocently, if acted on by the opposite party, constitutes legal fraud.

Where the obligor, in a bond for titles, sues the obligee in ejectment, on failure of the latter to pay the entire purchase money, and the obligee files a bill alleging a misrepresentation of a material fact by the obligor, at the time of the purchase, as to the area of the land; that he acted on such misrepresentation; that the obligor can make no title to that part of the land so misrepresented as belonging to the tract sold; and offering to pay into court whatever may be equitably due, and seeking to enjoin the action of ejectment; which allegations are not denied; the injunction should be granted, and the question as to whether the obligee acted on the misrepresentation of the obligor or not be left to a jury.

A defendant in ejectment may set up an equitable defence in his plea, but is not obliged to do so; he may file his bill if he prefer it.

Judgment reversed.

H. Fielder, for plaintiff in error.

Hood & Kiddoo, *contra.*

BY TELEGRAPH.

ASSOCIATED PRESS DISPATCHES.

WASHINGTON.

WASHINGTON, February 28.—In the Senate, Logan submitted a majority report adverse to, and Carpenter one in favor of, Abbott's claims as Senator from North Carolina. Three thousand couples of both sexes have been ordered. The question involved is whether the votes cast for the ineligible candidates are blank.

Scott introduced a bill supplementary to the act of March 3d, 1871, incorporating the Texas Pacific Railroad Company. The bill provides for changing the name of said corporation to the Texas and Southern Pacific Railroad Company, and empowers it to issue the construction and land bonds authorized by the 11th section of said act, for such amounts as it may deem needful for contractors and the equipment, and to include in the mortgages securing the construction bonds all or any portion of the lands granted, and in the mortgages securing the land bonds any remaining lands not used as security for the construction bonds, provided the amount of land bonds shall not exceed two and a half dollars per acre for all lands covered by mortgage securing the same. The bill also provides that the construction of the road shall commence at Marshall, Texas; that two hundred miles westerly shall be completed within two years and that the whole road to San Diego shall be finished within ten years from the passage of this act.

A vote was taken on Trumbull's motion to reconsider the vote adopting Conkling's amendment directing that inquiry be made as to whether any member of the Senate or citizen of the United States had held unauthorized communication with any foreign government or its agents and the motion was lost by 28 to 19. The Republicans who voted to reconsider were Ferry of Connecticut, Logan, Sprague, Trumbull and West. Sumner and Schurz did not vote.

The sale of arms resumed. Adjourned.

Nominations—Robt. N. Wallace, Marshal of South Carolina vice Reverdy Johnson's son.

The failure of the treaty of Washington is considered possible, and with it will fall the proceedings under the United States at American claims commission progressing here now.

The committee on Ways and Means will report in favor of leaving the rice tariff alone.

In the House the sale of arms question was introduced and went over under objections.

A resolution of inquiry regarding the re-enslavement of Chinese in Cuba, was adopted.

Townsend offered a resolution declaring that the President should open negotiations looking to the withdrawal of the claims for consequential damages from the American case. Several objections were made and the resolution was withdrawn.

A resolution of inquiry regarding the sale of arms and the disposition of the proceeds, was passed.

A bill extending the time for the completion of the road connecting Lakes St. Croix and Superior, occupied the balance of the day without result.

The House then adjourned.

Probabilities.—The low barometer in the Gulf States will probably move northeastward over the Ohio valley on Thursday, and a light snow turning to rain will prevail from that river to Lake Michigan, with increasing and possibly dangerous northeast winds on the upper lakes. Easterly winds, possibly with rain, will prevail Thursday morning in the South Atlantic States, extending north to New York during the day. Northerly winds with the rising barometer and partially cloudy or clear weather, will prevail in the New England States. Westerly winds and clearing weather will prevail in the Gulf States. Dangerous winds are not anticipated for Wednesday night on the Atlantic or Gulf coast.

NEW YORK.

NEW YORK, February 29.—Colonel Fisk's stable and about thirty horses were sold today at auction. The receipts were about $50,000.

The Atlantic Mail Company have been mulcted out of $30,000 for cigars landed from its vessels without payment of duty. This is the first of fifteen suits.

Ex-Judge Troy, of Brooklyn, sues the Brooklyn Eagle for $10,000 for libel.

Ten jurors have been obtained in Mayor Hall's case.

William Walsh was arrested and fatally wounded while robbing Mrs. Cunningham's house.

The Algeria takes $300,000 in specie.

The striking Crispins brutally beat John M. Boyd, a shoe manufacturer, and he was taken to the hospital. His condition is critical.

In a row with knives at Hardville, N. J., on Sunday, two were killed.

Dr. Anderpool has been confirmed health Officer.

ILLINOIS.

CHICAGO, February 29.—The Japs gave the poor $5,000.

PENNSYLVANIA.

PHILADELPHIA, February 28.—Edward Fenner broke his back and died from falling from a street car while three roughs were scuffling with the driver. The roughs were arrested.

ENGLAND.

LONDON, February 29.—Bishop Stephens in full ecclesiastical robes, received special honors at St. Paul's yesterday during the thanksgiving ceremonies.

European powers having commercial treaties with France will shortly send a protest to Versailles against the tax upon raw material.

RUSSIA.

ST. PETERSBURG, February 28.—Von Offenburg, the new minister, has departed for Washington.

MIDNIGHT DISPATCHES.

WASHINGTON.

WASHINGTON, February 28.—It is stated that H. P. Farrow, present Attorney General of Georgia, has been appointed Federal District Attorney *vice* J. D. Pope resigned.

KANSAS.

TOPEKA, February 28.—The House has passed a bill abolishing capital punishment.

FRANCE.

PARIS, February 28.—Diplomatic authorities here think that the American reply will be quite as conciliatory as Granville's note, and England will submit the question of indirect claims to the Geneva Arbitration.

Germany notifies France that she will accept advance payments, allowing five per cent. discount, which France will pay to an extent of saving twenty million francs.

Three men-of-war are cruising in the channel, guarding the French coasts against the Bonapartists.

Chambord was hissed by the people of Dardrecht.

The Patrie asserts that the mission of Prince Frederick Charles, of Prussia, now in Rome, is to consummate an alliance between Berlin.

Emperor William's health is improving.

THE ONLY DIFFICULTY.—Uncle Peter, who flourished in the mountains of Vermont, as a horse dealer, was called upon the other day as an amateur of "equine" who was in search of something fast. The result is told as follows:

"There," said Uncle Peter, pointing to an animal in the meadow before the house; "there, sir, is an animal who would trot her mile in two minutes and seventeen seconds were it not for one thing."

"Indeed!"

"Yes," cont'nued Uncle Peter, "she is four years old this spring, is in good condition, looks well, is a first-rate mare, and she could go a mile in two-seventeen if it was not for one thing."

"Well, what is it?"

"That mare," resumed the jockey, "is in every way a good piece of property. She has a heavy mane, a switch tail, trots fair, and yet there is one thing only why she can't trot her mile in two minutes and seventeen seconds."

"What in conscience, is it, then?" cried the amateur.

"The distance is too great for the time," was the old wag's reply.—*Ohio State Journal.*

☞ An old gentleman traveling on the railway, a few days ago, discovered hanging on the side of the car what he took to be a time-piece, but was nothing more or less than a thermometer ranged with a dial and hands like a clock to easily denote the temperature of the coach. The old man eyed it very closely; finally adjusted his spectacles, took another more earnest view, then took out an old-fashioned bull's eye watch, compared time, and with his key made the necessary correction. He said he expected to be on the railroad for several days and he wanted the exact car time. He will have a lively time of it if he expects to keep his watch with the variable temperature of a railroad car.

☞ Among the treasures of a lady's dressing table are now to be found Le savon de Thridace, a soap whose effects upon the skin are said to be marvelous; La Creme de Beaute, of two tints, one for daylight, and the other for gaslight—think of that! and serving not only to whiten the skin, but also to protect it from the roughening effects of cold weather.

A noted French beauty, who retained her youthful charms to advanced years, was asked late in life to what she owed the wonderful preservation of her beauty? "To the plentiful use of rain water," was the reply. This had been through life her only cosmetic, and was put up in bottles for her use every year by her perfumer.

☞ "Dear me," said a very stout old woman, one of the black alpaca school, who came to wait on a young lady recovering from fever, after having attended an old gentleman who died of cancer, "dear me! When I'm a-mixing your lemonade and tamaring water I keep a fancying all the while I hear poor Mr. Boggs a groaning for his poultices. Oh dear! how he did groan! But you wouldn't a bit if you'd seen his sores—they was awful. Here's your drink, miss—nice and sweet; just taste it."

Some of them keep on hand a few remarkable death-bed scenes with which to enliven the night watches when a servant sits up with them, and the sufferer, with preternaturally sharpened ears may overhear and enjoy them, too.

☞ Darwin, in his "Descent of Man," tells us some amusing stories of the lovers of the animals—the lady spider, that fell upon and ate up her lover; to the unspeakable horror of the beholder; the seal which bows to his lady love till he has got her within range of his teeth—incidents which show fairly that many animals, like many men, are "lady-killers."

Telegraphic Markets.

NEW YORK, February 28.—Cotton dull and nominal; middling uplands 22½; Orleans 23; sales 913 bales.

Flour in moderate inquiry and unchanged; common to fair extra $7 75; good to choice $7 80@7 87½. Whisky 90½. Wheat heavy; winter red western $1 65a1 70. Corn in moderate spot and home demand, but unchanged. Rice steady. Pork unchanged. Lard active but lower at 9¼@9½. Navals dull. Tallow quiet. Freights heavy.

Money active and tight at 7, currency to gold, with commission in some instances. Gold 10½. Sterling heavy at 9½@9¾. Governments quiet but steady at a decline; 62s 11½. Southerns generally dull but steady. Tennessees heavy. South Carolinas firm at an advance. South Carolinas 51½a50; new 33½.

LATER—81s 15½; 62s 11½; 64s 11½; 65s 11½; new 10½; 67s 11½; 68s 12; 10-40s 10½. Tennessees 66@

The Daily Constitution.

ATLANTA

THURSDAY, FEBRUARY [illegible]

City Intelligence.

INDEX TO NEW ADVERTISEMENTS.—J. Norcross offers to sell 1,000 Herbemont Concord grape roots at one dollar per dozen.

Fortunio at DeGive's to-night.

Colonel G. W. Adair will sell two houses and lots and four vacant lots, this evening at three o'clock.

The Wayside House at Ringgold, is now open to the public. Transportation secured from Chattanooga Springs.

The name of the Tennessee House at Rome has been changed to that of the Rome Hotel.

Colonel G. W. Adair has a number of comfortable residences to rent on accommodating terms.

Colonel G. W. Adair has three No. 1 rent paying stores for sale.

See legal notices of Judge G. M. Nolan, Ordinary of Henry county.

THE COSTUMES of Fortunio cost $3,000.

REAL ESTATE SALE.—Remember the sale of houses and lots belonging to Peter Hage to-day by Colonel G. W. Adair.

FALSE ALARM.—The alarm of fire last night was caused by the reflection of the fire at the rolling mill on the clouds.

THE MUSIC of Fortunio is superb.

BIG SALE OF GOODS.—T. C. Mayson will sell to-day by the original package and piece. If the weather is inclement, the sale will come off in the store. Don't neglect to attend it.

FORTUNIO and his Gifted Servants to-night.

DEGIVE'S.—The inclement weather last night prevented as full an attendance at DeGive's as the merits of the troupe justified.

Mrs. Oates as Graceful was charming and captivating as usual. Mr. Allen as the Fair one with Golden Locks was a huge success. Mr. Drew made a capital Leander, and the inimitable Crane, as Prince Huckaback, sustained his reputation as an original.

The repeated and rapturous applause of the audience testified their appreciation of the troupe. The local hits were fine, and the spade dance of Mr. Maflin was really a wonderful performance.

To-night, the great play of Fortunio and his gifted Servants will be presented. Don't miss it.

FORTUNIO is full of fun and sprightly music.

THE STATE ROAD.—We learn that A. L. Harris yesterday testified before the State Road Investigating Committee, that if that road had been properly managed in 1870, free from political influences, it would have paid in addition to all the necessary expenseses, and keeping up the improvements, the sum of $300,000 into the State Treasury.

He stated that Governor Bullock controlled the road, discharging agents and employees daily and reinstating those discharged by the officers of the road; that there was employed at different times one thousand hands when three hundred and fifty were enough to attend to the business of the road.

When we add this $300,000 to the $700,000 audited by the Auditing Committee it makes the sum of $1,000,000. Where did it go to, and who got it? Can't Mr. Harris tell?

GO SEE Fortunio's trip to China.

PARTY AT WEST END.—On Tuesday night, a pleasant "sociable" came off at the residence of Mayor S. B. Wight, at West End.

Among the many beautiful ladies present, we noticed Miss Susie Calhoun, a Newnan belle, dressed in white tarleton trimmed in green; Miss Lizzie Alexander, an Athens belle, in pink, moire antique point applique.

Miss Annie Simmons, Misses Ella and Irene Wight, Miss Alice Alexander, Misses Lizzie and Alice Mathews, Miss Julia Taylor, Miss Lelia Bacon and Miss Mary Culberson, had superb toilette; and so charmed this reporter by their beauty that he don't recollect what they wore. He is not certain but that they had wings! The party was a magnificent success. Refreshments were bountifully distributed, and all enjoyed the "cyest party of the season."

MISS. OATES as the Hon. Miss Myrtina to-night.

JOB PRINTING.—Our office being supplied with STEAM PRESSES, and a splendid assortment of the latest styles of NEW AND ELEGANT TYPES, BORDERS, RULES, and other material, we are prepared to do the finer grades of JOB PRINTING, such as

CARDS,	INSURANCE POLICIES,
CIRCULARS,	APPLICATIONS,
BILL HEADS,	RAILROAD BLANKS,
LETTER HEADS,	CATALOGUES,
STATEMENTS,	TRADE CIRCULARS,
ENVELOPES,	FANCY LABELS,
BANK CHECKS,	PACKAGE LABELS,
PROGRAMMES,	MEMORANDUMS,
LEGAL BLANKS,	PAMPHLETS,
VOUCHERS,	ETC., ETC.,

with promptness, and in the very best style of the art. We receive everything new and elegant in the way of Types, Borders, Rules, etc., as soon as issued from the different Type Foundries of the United States, and are therefore always up with the times. Our facilities for turning out work expeditiously and neatly are unsurpassed by any establishment in the State.

Orders by mail will receive prompt attention.

FORTUNIO'S servant "Light Foot" makes the alarming time of five miles a minute.

ENTERTAINMENT.—We hope our citizens will give a generous assistance to one of the most worthy objects that could call for their help. It is the entertainment to be given by the ladies of the First Presbyterian Church this evening, the weather admitting, at New Concordia Hall. The proceeds are to be devoted to clothing, furnishing books, and otherwise aiding the Mission Sabbath School. Can any one refuse to help so good a cause? The tickets are only twenty five cents. The ladies pledge themselves that those who pay the admission price shall have at least twenty-five cents worth of pleasure. To enjoy the beauty and fragrance of the first sweet flowers of spring, hear Professor Harmsen and his singers discourse some choice music, and see the beauty of Atlanta is worth that much, while those who wish to be made still happier with oysters and other good things, served by lovely maidens and matrons, can be gratified at a little additional expense. If the weather is inclement, the entertainment will be postponed till next week

FORTUNIO'S servant, "Gormand," eats bread by the wagon load.

DEATH OF AN ESTIMABLE LADY.—MRS. Louisa Cloud, wife of J. E. Cloud, and daughter of B. F. Veal, Esq., of Stone Mountain, died on Tuesday night, after a protracted illness. Her sufferings were long and excruciating, but she bore them with calmness and fortitude. She was a consistent member of the Baptist Church, and illustrated in her life and death the beauty of religion. She was a true woman—an exemplar of amiability and benevolence. She attracted all to her by her gentleness and love. She passed away to enter into that joy which is unspeakable and full of glory.

Friends and relatives mourn her loss—a loss to them irreparable.

The angel of the Covenant came; and faithful to his promise stood prepared to walk with her through Death's dark vale. And her eyes grew bright and brighter still with light ineffable, and closed without a cloud. They set, as sets the morning star, which goeth not down behind the darkened west, nor hides obscured among the tempest of the sky, but melts away into the light of Heaven.

FORTUNIO'S servant, "Fine Ear," can hear the grass grow.

SUPREME COURT OF GEORGIA.

Regular Order of Business—Cases Yet to be Decided.

[FURNISHED BY R. J. HAMMOND, SUPREME COURT REPORTER.]

1	Blue Ridge Circuit	11	11 Atlanta Circuit — 19
2	Western Circuit —	7	12 Rome Circuit — 17
3	Southern Circuit	2	13 Cherokee Circuit — 6
4	Albany Circuit	9	14 Northe a Circuit — 10
5	Southwest'n Circuit	21	15 Augusta Circuit — 13
6	Pataula Circuit	37	16 Middle Circuit — 3
7	Chattahoochee Circ't	79	17 Ocmulgee Circuit — 15
8	Macon Circuit	12	18 Eastern Circuit — 1
9	Flint Circuit	9	19 Brunswick Circuit — 3
10	Tallapoosa Circuit	9	

SUPREME COURT OF GEORGIA, *February* 28, 1873.—Argument of No. 55, Chattahoochee Circuit was concluded.

The following cases were argued: No. 54; it is J. A. & W. H Co'y, et al., vs. James M. Leonard, T. O' Prohibition, from Muscogee. H. L. Benning, for plaintiff in error. B. A. Thornton, Solicitor General, for defendant.

No. 55. Ellis A. Reynolds vs. the Southern Express Company. Reilf from Muscogee. L. T. Downing for plaintiff in error. Smith & Alexander contra.

No. 57. It is William M. Peters vs. J. J. Bradford. Rule against sheriff from Muscogee. L. T. Downing for plaintiff in error. H. L. Benning contra.

No. 58. It is B. F. Boram vs. K. Thweatt. Trover from Muscogee. Chappel & Russell for plaintiff in error. Thornton & Spencer, John Peabody contra.

No. 59. It is P. H. Hartman vs. The Mayor and Council of Columbus. Certiorari, from Muscogee. H. L. Benning, for plaintiff in error. Reese Crawford, contra.

No. 60. It is Stanford & Golden vs. J. J. Bradford, Sheriff. Rule, from Muscogee. L. T. Downing, for plaintiff in error. Peabody & Brannon, contra.

Local and Business Notices.

STOVE WOOD, sawed any length, split coarse or fine, DELIVERED in any part of the city. Order at corner Peachtree and Wall streets, or P. O. News Stand.

feb17—dim-h-c

BOARD WANTED—By a gentleman and wife, in a respectable private family. Can furnish their own room, if preferred. Address P. O. Drawer No. 23.

feb28—dtf

OATS, CORN, BULK MEATS, BACON, ETC. Large consignments now in store and arriving. Also, Gold Dust Flour, unsurpassed in quality. Byrd's Eye Lime, Cement, Plaster, etc. A. LEYDEN,

W. M. WILLIAMS. Alabama Street.

feb25—dtf

CLOTHING! CLOTHING!! TREMENDOUS REDUCTION IN PRICES!!!—Our determination to sell at greatly reduced prices, is causing our sales to increase daily.

Immense stock on hand—nothing held in reserve.

Every garment must be sold, to make room for spring stock. Boys' and Children's Clothing at prime cost.

EISEMAN & BRO.,
Clothiers and Tailors,
56 Whitehall Street.

jan13-tf

TO RENT OR SELL.—A 65 acre farm, within one mile of the city of Atlanta. Apply to Dr. J. S. Willson, at Coal Yard on Marietta street, or through post-office box 545.

dec21-tf

SPENCER'S LAW OFFICE is at No. 10 Grant's Building. The practice of Criminal Law a specialty.

feb16—d1m

LEWIS COOK, Collier Building, Whitehall street, receives daily, and will continue to receive during the season, fresh supplies of Shad. He also receives daily fresh Sea Fish from Mobile. Don't fail to purchase your fish of Lewis Cook. He can supply you in either small or large quantities.

feb17— oct18—dtf

RUPTURE CURED.—Patients go away daily from our office, having obtained relief, or are cured by us. If we can cure you, we will tell you so. No charge for examination. Call and see Drs. Rowe and Taber, corner Marietta and Broad streets, over Southern Life Insurance Company, Atlanta, Ga., and throw away your old trusses. Address box 202, Atlanta, Ga. dec24-tf

TO PUBLISHERS.—News Ink in twenty five pound kegs, and upwards, can be had at THE CONSTITUTION office. The Ink is fresh—just from market.

aug30—dtf

ATTENTION, LADIES!

ALL persons having FLORENCE SEWING MACHINES that need adjusting, will please send or report them to the Florence Office, where they will be promptly attended to "FREE OF CHARGE," except for new or duplicate parts that may have to be furnished.

Machine Cartons, Oil, Needles, Thread and Machine Findings generally kept for sale.

STAMPING AND STITCHING

done promptly, at reasonable prices.

☞ Machines of all kinds REPAIRED AND WORK WARRANTED.

☞ Second-hand Machines for RENT or SALE.

Office, No. 13 Marietta Street.

feb23—d1w J. F. REEVES, Agent.

STATEMENT

OF THE

MUTUAL

Life Insurance Comp'y,

OF NEW YORK,

F. S. WINSTON, President,

FOR THE

YEAR ENDING DECEMBER 31, 1871.

Net assets, January 1, 1871		$42,392,417 56
Receipts during the year—		
For premiums	$19,656 990 19	
For interest and rents	3,908,664 58	
		15,565,644 77
		$57,948,062 33

DISBURSEMENTS.

To policy holders—		
For claims by death	$ 2,765,750 44	
For dividends	3,365,495 12	
Annuities matured—		
Endowments and surrendered Policies	1,327,555 41	
	$7,458,800 97	
Expenses—		
For Commissions to Agents	$594,476 53	
For office and law expenses	519,022 66	
	1,113,499 19	
Taxes—		
Amount paid to the different States	$111,191 00	
		8,683,491 16
		$49,264,571 17

SUMMARY OF INVESTMENTS.

Bonds & mortgages on property worth more than double the sum loaned	$30,480,985 39
United States stocks	4,303,108 75
New York State and City stocks	1,000,000 00
New York State town bonds	70,000 00
Real estate	1,089,863 89
Cash in Bank and Trust Companies, at interest	3,306,099 50
Balance due from Agents	115,273 64
	$49,264,571 17
Add—	
Interest accrued	513,730 93
Deferred semi-annual and quarterly Premiums	1,122,442 98
Premiums in course of transmission	134,480 97
Market value of stocks in excess of cost	542,772 37
Gross assets, December 31st, 1871	$51,577,997 00

R. A. McCURDY, Vice President
J. M. STUART, Secretary.

O. F. BRESEE.

General Agent for Southern States,
15 South Street,
BALTIMORE, MD.

PROF. F. DONALDSON,
Medical Examiner.

H. R. CHRISTIAN & SON,

Agents, Atlanta, Ga.

feb25-d6t

Cast and Steel Turn and SUBSOIL PLOWS.

HARROWS OF THE BEST PATTERNS.

PLOW EXTRAS OF ALL KINDS.

IRON AXLES AND THIMBLE SKEIN WAGONS.

ROAD SCOOPS, FIELD ROLLERS,

WHEEL-BARROWS, OX-YOKES,

WHIPPLE TREES, CORN SHELLERS

CAHOON'S BROAD CAST SEED SOWERS,

TELEGRAPH, NATIONAL, EUREKA, GALE'S COPPER STRIP and OTHER FORAGE CUTTERS,

CORN AND COB CRUSHERS, BARK MILLS, VIBRATOR AND THERMOMETER CHURNS,

And other implements and machinery, too numerous to mention. A full stock at

SCHOLS & WILSON'S,
Broad Street, by the Bridge.

nov13—dtf

"Long John Corn."

A N early variety. Yield last year 70 bushels per acre. Planted 5 bushels and gathered upwards of 600 bushels. Seed for sale $4.00 per bushel, delivered at depot. Address

FRANCIS FONTAINE,
Cartersville, Georgia.

jan31-d1m

THE FARMERS' FRIEND

FERTILIZER,

Combining the requisite elements in the most natural proportions.

It is perfectly deodorized, quick in action, persistent in effect and unsurpassed in mechanical condition.

MANUFACTURED BY

C. H. Stockell & Co., Nashville, Tenn.

FOR SALE BY

ANDERSON & WELLS,

No. 20 Alabama Street,

ATLANTA.....GEORGIA.

feb23—dtf

Special and Important!

YOUNG MEN, in business in, or arriving in the city wishing to secure Board in a first-class BOARDING HOUSE, will do well to call on

L. B. DAVIS, General Agent.

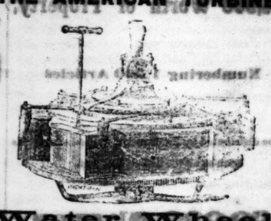
GENTLEMEN, or gentlemen and ladies, at hotels, who wish PRIVATE BOARD IN A FIRST-CLASS BOARDING HOUSE, with cozy rooms, elegantly furnished, and excellent fare, or Transient boarders, would do well to call on

L. B. DAVIS, General Agent,

No. 17 Whitehall Street,
Or at his residence, corner Forsyth and Peachtree Streets.

feb7—dim

THE AMERICAN TURBINE



Water Wheel

IS A GOOD, CHEAP AND DURABLE WHEEL. Water Powers improved and information concerning the same given. Apply to

S. H. BODFISH, Civil Engineer,
feb21—deod1m Box 144, Augusta, Ga.

Atlanta Ice Manufacturing Co

NOTICE.

THE STOCKHOLDERS of the Atlanta Ice Manufacturing Company are hereby notified to pay their assessments to E. L. Jones, the Treasurer of the Company without delay.

feb27-d3t ROBT. H. BROWN, Secretary.

SEWING MACHINE.

FAVORITE. FAMILY

THE WEED

BOARD WANTED,

BY a gentleman and his wife, who will furnish their own Room, in a Private Family, or at a Private Boarding House. Address N. O.

dec7-tf Post Office Box 251.

We Beg To Announce

TO our numerous patrons that we are now ordering from

Island and the Eastern States,

Our stock of

GARDEN SEED

for the coming season. Merchants can secure as FAVORABLE PRICES of us as from New York or Philadelphia Seed Houses.

SCHOLS & WILSON,
Broad Street, by the Bridge.

nov11-tf

FOR SALE.

NO. 2 DIEBOLD & KRINZLE FIRE AND BURGLAR PROOF SAFE. Full diagrams of these safes can be seen at the agency, 17 Whitehall street. None better, none safer, none cheaper. For sale at manufacturers' prices, 17 Whitehall street Atlanta, Georgia. L. B. DAVIS, Agent.

feb10-1m

THE LARGEST STOCK OF AGRICULTURAL IMPLEMENTS IN GEORGIA MAY BE SEEN AT

nov11-tf SCHOLS & WILSONS'.

BOARDING.

MRS. DRAKE can accommodate three or four gentlemen with day board.

Residence—Third door from First Baptist Church on Walton street. feb25-d1w

Dr. WM. S. ARMSTRONG.

RESIDENCE—Hunter street, near the Catholic Church

Office—Alabama street, over Richard's Book Store. jan14-dtf

Studwell Brothers

17 Murray Street,

NEW YORK,

Manufacturers and Jobbers of

BOOTS & SHOES,

FOR

Southern Trade;

Will remain at the *old stand*, where, at less than half the expense, will be enabled to sell their goods on a closer margin than if up-town.

jan30—3zm JOS. LABOYTEAUX, Salesman.

SEEDS

OF ALL KINDS; CLOVER,
ORCHARD GRASS, BLUE GRASS,
RED TOP, LUCERNE, CRIMSON CLOVER, BARLEY, RYE,
CHOICE SEED WHEAT
AND OATS, RED AND WHITE ONION SETS, and in fact,

EVERY GARDEN GRASS AND FIELD SEED

FRESH AND GENUINE, and at the LOWEST PRICES, may be had at

SCHOLS & WILSON'S,
Broad Street, by the Bridge.

nov11—

To Rent---At Decatur.

HOUSE with 7 rooms and four acres in lots. House with 4 rooms and good lot. Both places comfortable.

Houses and small farm, immediately on Georgia Railroad, 2½ miles east of Decatur.

Can come to Atlanta by 8 o'clock A. M., and return 3½ P. M., daily by accommodation train.

Apply at office of HILL & CANDLER,
feb8-dtf James' Bank Block, Whitehall street.

BARTOW HOUSE,

CARTERSVILLE.....GEORGIA.

J. V. Coleman, Proprietor.

NO pains or expense spared to render guests comfortable. Table supplied with the best the market affords. Attentive waiters and rooms.

aug13-3tf

THE CONSTITUTION

JOB OFFICE!

We have just made a large addition to the Job Department of

The Constitution Office!!

We have just made a large addition to the Job Department, and are now prepared to print at short notice, and in the

Best Style,

Railroad Work, Pamphlets,
Circulars, Posters,
Bill Heads,
Letter Heads,
Note Heads,
Cards, Blank Books,
Legal Blanks, Statements,
Price Curents,
Wedding Cards,
Invitations,
Dancing Cards,
Labels, Catalogues,
Ledgers, Journals,
Day Books, Programmes,

In fact anything in the

Printing Line.

We are determined to build up a Business in this Line, equal to any Job Establishment in the land.

We offer

Superior Inducements to Merchants.

Orders from a Distance

Will Receive

Prompt Attention, and

Satisfaction Guaranteed.

Our Prices and Work will Compare Favorably with that of any Northern City.

Our Card and Paper Stock

Is heavy—equal to that kept by Wholesale Merchats. We buy

Direct from the Mills,

And give our patrons the benefit of

The Low Price.

We run, day and night, Five Splendid

Steam Job Presses,

Doing an immense amount of work in an incredible short space of time.

COUNTY OFFICERS

Can get their supply of BLANKS from us.

Don't fail, reader, to get your Printing done at our Establishment. Advise your friends to send their work to

JOB OFFICE

The Atlanta Constitution,

Atlanta, Ga.

Address

W. A. HEMPHILL & CO.,
Atlanta, Ga.

jan21-dtf

THE OLD WRELIABLE!

REDWINE & FOX,

DRUGGISTS,

Atlanta, Ga., Corner of Whitehall and Alabama Sts.

HAVING THOROUGHLY REFITTED OUR

PRESCRIPTION DEPARTMENT,

WE ARE READY TO PREPARE AND

Compound Medicines with Accuracy.

As this branch of the Drug business is especially with us, we submit simply assurance that our method cannot be surpassed.

DAY OR NIGHT,

WE ARE PREPARED TO SUPPLY THE DEMANDS OF THE PUBLIC.

A LARGE SUPPLY OF

TOBACCO, CIGARS, SOAP AND TOILET ARTICLES.

—ALSO—

Paints, Oils, Glass and Dyestuffs,

ALWAYS ON HAND.

feb10—nov3-dtf REDWINE & FOX.

W. L. WADSWORTH. CHAS. WYNN, N. Y

W. L. WADSWORTH & CO.,

Importers and Wholesale Dealers in Hardware,

Also, a Large Stock of Stoves and House Furnishing Goods,

aug26—d1y OPPOSITE JAMES' BANK, ATLANTA, GEORGIA.

Pendleton's Guano Compound,

ON SALE BY

BEALL, SPEARS & CO., Augusta, Ga.
SAULSBERY, RESPESS & CO., Macon, Georgia.
ANDERSON & WELLS, Atlanta, Ga.
P. H. BEHN & CO, Savannah, Ga.
Dr. E. M. PENDLETON, Sparta, Ga.

Pamphlets containing many testimonials, with practical hints on cotton culture and the application of Fertilizers may be obtained from any of the above agents.

Terms, in Atlanta, in store; Cash, $67; Time to the 1st November, 1872, $75, without interest. Acceptances made payable 1st March taken as cash.

feb4—deodtf ANDERSON & WELLS,
20 Alabama Street.

CHESAPEAKE GUANO!

WE are now receiving 200 TONS of Chesapeake Guano, which we will sell upon reasonable terms to Planters, with the option to pay in Cotton at 15 cents, first November, or the money. This Lot is fresh from the works, and is genuine. It has given general satisfaction, for several years, in this and other sections. We call attention to the following ANALYSIS of Dr. A. MEANS, at Savannah, Ga.

Moisture expelled, at 212 deg. Fah		11.60
Organic Matter		31.40
Yielding Ammonia	3.77	
Soluble Phosphoric Acid		10.43
Equivalent to Bone Phosphate dissolved	22.77	
Common Phosphoric Acid		8.76
Equivalent to Bone Phosphate	19.13	
Potassa		3.16
Sulphuric Acid, Lime, &c., undetermined		35.35
		100.00

Planters will please call and make arrangements early before the lot is all engaged.

feb24—d1m Respectfully, ADAIR & BRO. Agents.

SINGER

STILL TRIUMPHANT.

FIRST PREMIUM
At Atlanta Fair,
OCTOBER, 1871,
For Best Family Machine.

FIRST PREMIUM
AT THOMASVILLE,
NOVEMBER 2, 1871.
For Best Family Machine.

PREMIUM
At the Macon Fair,
OCTOBER, 1871.
FAMILY MACHINE,
With best and most useful Attachments.

GOLD MEDAL
—AND—
THREE SILVER MEDALS,
Awarded the SINGER at the Augusta Fair, November, 1871.

EXAMINE OUR MACHINE.

GOLD MEDAL FOR THE BEST FAMILY MACHINE, AND SILVER MEDAL FOR BEST MACHINE WORKED BY HAND, AND DIPLOMA, FOR BEST MANUFACTURING MACHINE, AT SAVANNAH FAIR.

H. D. HAWLEY,
General Agent for Georgia, South Carolina and Florida.
R. T. SMILLIE, Local Agent.
nov12—may12—1y Corner S. Broad and W. Alabama Street, Atlanta, Ga.

THE GRAND DUKE ALEXIS

—IS NOT—

Coming to Atlanta,

—BUT—

STEPHENS & FLYNN,

Are Now Receiving at their Old Stand,

FORSYTH STREET,

500,000 POUNDS BULK MEATS,
10,000 pounds Choice Bacon Hams,
50,000 pounds Pure Leaf Lard in tierces and cans,
500 bales Hay—assorted,

10,000 bushels very Choice Seed Oats,
200 barrels Seed Potatoes—Eastern growth,
100 barrels Whisky—various brands,
1,000 Flour—assorted brands,

Corn Meal Received, Fresh from the Mills,

THREE TIMES A WEEK,

IN TRANSIT, WHICH WE CAN DELIVER NEXT WEEK,

10,000 BUSHELS CORN, CHOICE WHITE.

☞ We desire to sell the above named articles during the month, FOR CASH.

STEPHENS & FLYNN,
General Commission Merchants.

Atlanta, Georgia, February 6, 1872.—dtf

Notice to Shippers from New York.

The Great Southern Freight and Passenger Route,

VIA SAVANNAH,

HAVE very greatly reduced their Rates to Atlanta on the following articles: Apples, Onions, Potatoes and Vegetables, Flour, Butter, Beans, Cheese, Cordials, Cider, Cement, Plaster, Hay, Barrels and Kegs, Lard, Molasses, White Pine and Hard Lumber, Whisky, Trunks refer to their office, from 24th January, Steamers to and from New York EVERY SATURDAY, which includes transfer at Savannah, and meals and stateroom on board Steamers. Steamers sail every Tuesday, Thursday and Saturday, insuring greater transit than by any other route.

GEO. A. McCLESKEY,
General Steamship Agent.

feb11-1m

WANDO

FERTILIZER!

FOR

COTTON, CORN, WHEAT AND TOBACCO.

PRICE:

CASH, $30 per 2000 lbs., at Factory.
TIME, $35 per 2000 lbs., at Factory, payable,
November 1st, 1872, WITHOUT INTEREST.

Factory East End Hazel Street; Mines on Ashley River.

WANDO

ACID PHOSPHATE OF LIME!

FOR

COMPOSTING WITH COTTON SEED!

PRICE:

CASH, $30 per 2000 lbs., at Factory.
TIME, $35 per 2000 lbs., at Factory, payable,
November 1st, 1872, WITHOUT INTEREST.

WM. C. DUKES & CO.

GENERAL AGENTS,

No. 1 South Atlantic Wharf, Charleston, S. C.

J. V. JONES, Agent at Atlanta, Ga.,
Office at Glenn & Wright's Warehouse.

J. G. HOLMES, Jr., Superintendent of Agencies.

jan14-d3m

SEA FOWL GUANO!

500 TONS NOW ARRIVING.

Standard Guaranteed
Published Analysis!
TO BE EQUAL TO

Standard Guaranteed
Published Analysis!
TO BE EQUAL TO

Practical tests for the past five years prove this to be in no respect inferior to the best Peruvian Guano as a Fertilizer.

Sold for Money or Cotton

AT OPTION OF PURCHASER, AND ON

MOST FAVORABLE TERMS.

Remunerative Price guaranteed for Cotton delivered in payment of this Guano.

☞ For terms and further particulars, apply at the Wholesale and Retail Agricultural Warehouse and Seed Store of

MARK W. JOHNSON,
jan25—d&w3m BROAD STREET, ATLANTA, GEORGIA.

ETIWAN FERTILIZERS!

THREE VERY SUPERIOR ARTICLES are offered by the Sulphuric Acid and Superphosphate Company of Charleston, South Carolina, viz:

ETIWAN GUANO.

A complete manure, adapted to Cotton, Grain and Tobacco, being the well known article heretofore offered at the very high grade of 15 per cent. dissolved Bone Phosphate of Lime, with the addition, as heretofore, of Peruvian Guano, Ammonia and Potash. Price $35 per ton, if paid on or before the first of April next, and $40 per ton, payable 1st November, 1872, without interest.

ETIWAN CROP FOOD.

A new article of about the same high grade of Soluble Phosphate, compounded with the elements of Cotton Seed in such a manner as to ensure one of the best fertilizers for Cotton and Grain, at a lower price than the Etiwan Guano. Price $40 per ton, if paid on or before the 1st of April next, $45 per ton, payable 1st November, 1872, without interest.

ETIWAN DISSOLVED BONE.

Averaging from 18 to 20 per cent. of Dissolved Bone Phosphate, and thus enabling the planter by composting, to obtain two tons of half that grade at a saving of one half cost and freight. Price $30 per ton, if paid on or before the first of April next, $40 per ton, payable 1st November, 1872, without interest.

TAKE NOTICE, that ALL these fertilizers are of the HIGHEST GRADE OF SOLUBLE PHOSPHATE, and must help for more than one year.

W. M. C. BEE & CO.,
General Agents, Charleston, S. C.

MARK W. JOHNSON, Agent at Atlanta, Ga.

dec19—d3m

PETER LYNCH,

At His Old 15 Year Stand, No. 92 Whitehall Street,

Atlanta, - - - Georgia,

TAKES THIS METHOD OF INFORMING HIS NUMEROUS CITY AND COUNTRY FRIENDS AND Customers, that he has just received from the principal markets of the East and West, and expects to keep receiving a large stock of all kinds of

SPRING GROCERIES,

and expects to keep adding extensively to his already Large Stock, and his now, perhaps, the largest and best assorted

STOCK OF GOODS

Ever kept by any House in this city doing a Wholesale and Retail Grocery Trade, which he now offers to the trade for CASH, (and cash only,) except where parties ordering can give undoubted reference that the Money will be sent when the invoices and goods are received by them. My stock, in part, consists of the following:

100 bbls. Early Rose, Early Goodrich and Pink-eye Potatoes

FOR SEED.

ONION SETS, all kinds of GARDEN SEEDS to arrive in about two weeks from DAVID LAMBERTH & SONS, well-tested and reliable Seed Growers of Delaware or Pennsylvania.

Pickles and Cranberries by the quart, gallon or barrel; Molasses, Syrups, Coffees, Sugars, Hariness, Sole and Upper Leather, Kip and Calf Skins, Oysters, Fish, Hominy, Grits, Potatoes, Wooden-ware, Crockery and all kinds of Groceries, Fruits, Nuts, Candies, Confectionery, Spices, Canned Goods, Soda, Pastes, Raisins, Soaps, Tobacco, Snuff, Cheese, Starch, Candles, Matches, Cigars, Cigarettes, Wrapping Paper, Rosin, Cheese, Flour, Bacon, Lard, Dried Beef, Bagging, Iron Ties, etc., etc., etc.

And, in fact, almost anything to be found in a first class Grocery and Provision Store. I could not begin to mention every article part of the STOCK, but I have got. Come and see for yourselves and I will be bound you don't go away without buying, if you need groods. NO TROUBLE TO SHOW GOODS.

Wines and Liquors.

I am overwhelmed in the line of goods, owing to a little Revenue irregularity in the confiscation of my Liquor business, about four weeks ago which is now entirely removed. I remove overlooked. Having had to order or telegraph for a new stock, which will be received in a few days, I am doubtful in my mind as to what I should do here, and will, until my stock is reduced to few small standard, duplicate and 3rd brands. Also in Augusta, Savannah or Charleston, to any one wishing to BUY FOR CASH.

☞ All orders accompanied, with the Cash, or subject to the above conditions, will be faithfully and promptly attended to.

☞ Refer to any old and reliable house in the city, or to the Atlanta National Bank officers, where I do my Banking business.

PETER LYNCH.

Atlanta, January 15, 1872—dtf [oct7-1year]

The Daily Constitution.

FORTY YEARS AGO TO-DAY.

Dr. bridge, good wife, a minute!
It has been my word ever since
Do you know what happened to-day in
Mother Eve's our wedding day?

Just as now, we sat at supper,
When the guests had gone away;
You sat that side, I sat this side,
Forty years ago to-day!

Then what plans for life and happiness
What hope of the years to be!
Could we dream, to-day would find us
At this table—me and you.

Better so, no doubt—and y t I
Sometimes think—I cannot tell—
Had our boys—ah, yes! I know dear;
Yes, He doeth all things well.

Well, we've had our joys and sorrows;
Shared our smiles as well as tears;
And—the best of all—I've had your
Faithful love for forty years!

Poor we've been, but not forsaken;
Grief we've known, but never shame;
"Father, for Thy endless mercies,
Still we bless Thy holy name!"

LEAP YEAR RECIPE.

The following old recipe for the choice of a husband is none the worse for being old:

a much of beauty as preserves affection,
Of modest diffidence as claims protection;
A docile mind, subservient to correction,
A temper led by reason and reflection,
And every passion kept in due subjection;
Just faults enough to keep him from perfection—
Find this, my friend, and then make your selection.

"Now tell me, my friend," said the Duchess of Maine,
To a witty gallant at a party one night,
"What the difference may be—I prithee explain—
Between me and the clock that is ticking in sight?"
"Just this," he replies, "that the clock by its face
Is made to remind us, by night and by day,
Of the march of the hours; while as to your Grace,
You make us forget they are passing away!"

Preserve It.

Few readers can be aware, until they have had occasion to test the fact, how much labor and research is often saved by such a table as the following, the work of one now in his grave. If history is poetry, then here is "poetry personified."

1607—Virginia settled by the English.
1614—New York settled by the Dutch.
1620—Massachusetts settled by the Puritans.
1624—New Jersey settled by the Dutch.
1627—Delaware settled by the Swedes and Finns.
1633—Maryland settled by the Irish Catholics.
1636—Connecticut settled by the Puritans.
1639—Rhode Island settled by Roger Williams.
1650—North Carolina settled by the English.
1670—South Carolina settled by the Huguenots.
1682—Pennsylvania settled by William Penn.
1732—Georgia settled by General Oglethorpe.
1791—Vermont admitted into the Union.
1792—Kentucky admitted into the Union.
1796—Tennessee admitted into the Union.
1802—Ohio admitted into the Union.
1811—Louisiana admitted into the Union.
1816—Indiana admitted into the Union.
1818—Illinois admitted into the Union.
1819—Alabama admitted into the Union.
1820—Maine admitted into the Union.
1821—Missouri admitted into the Union.
1830—Michigan admitted into the Union.
1836—Arkansas admitted into the Union.
1845—Florida admitted into the Union.
1846—Texas admitted into the Union.
1847—Iowa admitted into the Union.
1848—Wisconsin admitted into the Union.
1850—California admitted into the Union.
1859—Oregon admitted into the Union.

What Sleep will Cure.

The cry for rest has always been louder than the cry for food. Not that it is more important, but it is often harder to get. The best rest comes from sound sleep. Of two men and women, otherwise equal, the one who sleeps the best will be the most moral, healthy and efficient.

Sleep will do much to cure irritability of temper, peevishness, uneasiness. It will cure insanity. It will build up and make strong a weak body. It will do much to cure dyspepsia, particularly that variety known as nervous dyspepsia. It will relieve the languor and prostration felt by consumptives. It will cure hydrophobia. It will cure headache. It will cure neuralgia. It will cure a broken spirit. It will cure sorrow.

Indeed we might make a long list of nervous maladies that it will cure.

The cure of sleeplessness, however, is not so easy, particularly in those who carry grave responsibilities. The habit of sleeping well is one which if broken up for any length of time is not easily regained. Often severe illness treated by powerful drugs so deranges the nervous system that sleep is never sweet after. Or perhaps long continued watchfulness produces the same effect; or hard study or too much exercise of the muscular system or tea and whisky drinking and tobacco using. To break up the habit, are required:

1. A good clean bed.
2. Sufficient exercise to produce weariness, and pleasant occupation.
3. Good pure air and not too warm a room.
4. Freedom from too much care.
5. A clear stomach.
6. A clear conscience.
7. Avoidance of stimulants or narcotics.

THE SOCIAL EVIL IN BOSTON.—How is this? The Rev. Mr. Vibbert, lecturing in Boston on Friday last, on "The Social Evil," and speaking of licentious publications, said: "Books and papers which cannot be found sold openly in New York are unblushingly sold over Boston counters." Mr. Vibbert also said: "If an officer interferes too strongly with the houses of ill-fame in North street he is removed to another district or discharged altogether." These are charges coming from a Boston clergyman, and made before a Boston congregation. They are not what we should have expected, and they are not creditable, although it is possible that in eagerness to outdo New York in everything, certain Tremountaineers may receive Mr. Vibbert's facts, if they be facts, with gratified self-complacency and pride that Boston should be ahead of New York, even in sin and iniquity.

THE NEGROES CROWDING TO THE COTTON AND RICE FIELDS.—Says the Memphis Appeal: Every train from the west and south their destination is the low country of the Mississippi and Arkansas. The colored populations curiously gravitate toward the black lands—the cotton, sugar, and rice fields. They abandon Virginia, North Carolina, Tennessee and Kentucky, and hie away to localities in which their race may be socially and politically dominant.

☞ There are three gatherings of coffee in a year in Brazil. Nothing is more beautiful than a coffee plantation in full bloom. The snowy blossoms all burst forth simultaneously, and the fields seem covered with a delicate mantle of white which exhales a fragrance not unworthy of Eden. But the beauty is ephemeral, for the snow-white flowers and the delightful oder passes away in twenty-four hours.

BEGINNING TO THINK.—The Washington correspondent of the New York Herald has this remark:

"If England dare not go to war with us from the danger she would expose herself to from Ireland, still less dare we go to war with England, knowing how easily she could fan the discontent of the South into a new rebellion, which, with the aid of England, might defy all our power to subdue."

☞ The Philadelphia Age says: "A Northern gentleman, who has spent some months in Florida, says that the sale at auction of the whole State would not bring as much as the State indebtedness, 'run up by the 'carpet-bag reconstructionists,' since the war! Radical rule, debt, taxation and stealing are inseparably connected."

☞ A person having been mentioned who had been notoriously unfortunate in his first marriage relation, and yet soon afterward married again, Johnson was asked if it was not rash to embark anew in an adventure which he had already found to be so disastrous. "No," said the philosopher, elevating his hand, "it was the triumph of hope over experience."

WOODHULL BLASPHEMY.—Mrs. Victoria Woodhull, in her lecture at the New York Academy of Music on Tuesday night, said that Christ was a communist. The rest of her harangue was a vein entirely consistent with the spirit of this idea. And yet she is listened to by crowded audiences in the greatest city of the continent.—*Sentinel.*

☞ A preacher once remarked, that were it not for the interposition of sleep, by which all men are separated once in twenty-four hours from the consciousness of their own meanness, they would all die of self-contempt.

Beauty.

If you desire rosy cheeks and a complexion fair and free from pimples and blotches, purify your blood by the use of Dr. Pierce's Golden Medical Discovery. It has no equal for this purpose. feb27-dcod1w1t

A CLEAR HEAD.—To have a clear head we must have good blood, a free circulation, which Dr. Price's Blood Enricher will give to any person disposed to make the trial. It aids nature in increasing vital power, and is a great valuable agent in all nervous maladies. Sold by Druggists. Dr. Price's cream baking powder. feb27-dcod2w&w2t

COUGHS AND COLDS.—Those who are suffering from coughs, colds, hoarseness, sore throat, etc., should try Brown's Bronchial Troches. feb27-d1w tu-thur-sat

EVERY article of poisonous matter is carried out of the system, the pale and sallow will become fresh and vigorous, by using Simmons Liver Regulator. feb27-d1w&w1t

AGGRAVATED INDIGESTION.—Persons who are predisposed to dyspepsia, find their sufferings from this cause greatly aggravated by damp weather, easterly winds, and sudden changes from a mild to a chilling atmosphere. In the spring, therefore, the pangs of indigestion are seriously augmented by the atmospheric variations peculiar to the season, and it is incumbent upon all who desire to pass through the ordeal of its cold mists and insalubrious gales with easy stomachs, and untormented by the indescribable torments which accompany dyspepsia, to tone and strengthen the digestive organs with a healthful and effective vegetable invigorant; and no one at all familiar with the medical record of the age, can question for one moment that Hostetter's Stomach Bitters is the Tonic best adapted to this purpose.

The credentials of the Great Restorative are cunqualled in number and character by those of any other advertised medicine in the world. If ever there was a preparation to rank as a National Remedy, this wonderful specific has a fair claim to the title. For a period of twenty years it has literally been the Champion Tonic and Alterative on this side of the Atlantic. In popularity it has never been approached by any of its would-be competitors, and its annual sales are so far in advance of those of any other medicine of its class, that comparisons would be ridiculous. One or two conclusions is inevitable. Either the American people are deficient in common sense, and incapable of rational discrimination, or Hostetter's Bitters is the best preventive remedy for indigestion, fever and ague, billious remittent fever, constipation, rheumatism, nervous complaints, and all maladies of an epidemic or endemic type. The reader will judge for himself which of the two conclusions is most consistent with fact and reason. deod1w&w1t.

BACHELORS' HAIR DYE.—This superb Hair Dye is the best in the world—perfectly harmless, reliable and instantaneous; no disappointment; no ridiculous tints or disagreeable odor. The genuine WM. A. BATCHELOR'S Hair Dye produces immediately a splendid black or natural brown, leaves the hair clean, soft, beautiful; does not contain a particle of lead or any injurious compound. Sold by all druggists. Factory, 16 BOND STREET, New York. oct9—d1y

THE BONDS OF GEORGIA.

Official Notice to the Bond Holders.

An Act

To protect the people of the State of Georgia against the illegal and fraudulent issue of bonds and securities, and for other purposes connected with the same.

Whereas, Divers bonds, purporting to be bonds of the State of Georgia, and divers bonds bearing the indorsement of the State, have been issued and put in circulation by Rufus B. Bullock, late Governor of said State, and divers bonds issued prior to his administration, have been negotiated by him: And whereas, it is believed that a large portion of said bonds have been illegally and fraudulently issued and negotiated, and the extent and amount of said bonds so issued and negotiated is unknown to this General Assembly.

Section 1. Be it enacted by the Senate and House of Representatives of the State of Georgia, That there shall be a committee appointed of three, one by the President of the Senate, and two by the Speaker of the House of Representatives, who shall have full power and authority to examine and ascertain the number of bonds which have been issued as hereinbefore recited in the preamble of this act, and the aggregate amount thereof; and so far as they have been sold or hypothecated, by whom sold, the amount of money paid, to whom paid, when paid, for what purpose negotiated, and all other facts connected with the history of said bonds, and to report the same to the General Assembly at its next session.

Section 2. Be it further enacted, That said committee so appointed, be authorized and required to meet and sit in the city of Atlanta during a term not exceeding sixty days, commencing March 1, 1872, for the purposes named in the first section of this act, and said committee are hereby invested with full power and authority to examine witnesses under oath, to send for persons, books and papers, and to exercise such other power as may be necessary to carry into effect the provisions of this act.

Section 3. Be it further enacted, That it shall be the duty of said committee, immediately after their appointment to give notice of the time and place of sitting by publishing this preamble and act, at least two months prior to their sitting, in two newspapers in the city of Atlanta, two in the city of New York, two in the city of London, and one in the city of Frankfort.

Section 4. Be it enacted further, That all persons holding bonds of the State of Georgia, or bearing the indorsement of said State, issued since July, 1868, are hereby required to report the same to said committee for registration on or before the first day of April, 1872, and upon failure so to report said bonds, and to submit the same for registration, the same shall be deemed *prima facie* to have been illegally or fraudulently issued.

Section 5. Be it further enacted, That the Treasurer of said State, be, and he is hereby prohibited from paying any interest on any bonds issued, negotiated or indorsed by the State since the 4th day of July, 1868, until said Committee shall have made their report and the General Assembly shall otherwise direct.

Section 6. Be it further enacted, That nothing contained in this act shall be so construed as to pledge the State of Georgia to the payment of any bonds issued or indorsed by the State since the 4th day of July, 1868, by reason of said bonds being registered as prescribed in this act, should it afterwards appear that the same have been illegally or fraudulently issued.

Section 7. Be it further enacted, That the Governor be and he is hereby authorized and required to draw his warrant upon the Treasury in favor of said committee, or such persons as they may designate for an amount sufficient to defray the expenses of publishing this preamble, and such other printing as may be necessary to carry into effect the provisions of this act.

Section 8. Be it further enacted, That all laws and parts of laws militating against this act be and the same are hereby repealed.

L. N. TRAMMELL,
President of the Senate.

T. W. J. HILL,
Secretary of the Senate.

JAMES M. SMITH,
Speaker House of Representatives.

J. D. WADDELL,
Clerk House of Representatives.

IN SENATE, December 9th, 1871.

Notwithstanding the veto of His Excellency, the Governor, this bill has this day passed the Senate by a Constitutional vote of two-thirds, being yeas 25, nays 10.

L. N. TRAMMELL,
President of the Senate.

W. A. LITTLE, *pro tem.*
Secretary of the Senate.

IN HOUSE, December 9, 1871.

Notwithstanding the veto of His Excellency the Governor, this bill has this day passed the House of Representatives by a constitutional vote of two-thirds, being yeas 117, nays 20.

JAMES M. SMITH,
Speaker House Representatives.

L. CARRINGTON,
Clerk House Representatives *pro tem.*

OFFICE SECRETARY OF STATE,
ATLANTA, GA., December 13, 1871.

The above and foregoing four pages of written matter contain a true and correct copy of the original of file in this office.

Given under my hand and the seal of office. DAVID G. COTTING,
Secretary of State.

To all whom it may concern:

Notice is hereby given, that we, the undersigned joint committee, appointed by the President of the Senate and Speaker of the House of Representatives, under authority of

Railroads.

RAILROAD SCHEDULE.

ARRIVAL AND DEPARTURE OF TRAINS.

Georgia Railroad.

DAY PASSENGER TRAIN.

Leaves Augusta	8.00 o'clock	A. M
Leaves Atlanta	7.10 "	A. M
Arrives at Atlanta	6.30 "	P. M
Arrives at Augusta	5.45 "	P. M

NIGHT PASSENGER TRAIN.

Leaves Augusta	8.15 "	P. M
Leaves Atlanta	5.15 "	P. M
Arrives at Atlanta	6.40 "	A. M
Arrives at Augusta	5.47 "	A. M

Accommodation Train.

Leaves Atlanta	6 45	P. M
Leaves Stone Mountain	6 30	A. M
Arrives Atlanta	8 05	A. M
Arrives Stone Mountain	8 15	P. M

Macon and Western Railroad.

DAY PASSENGER—DAILY, SUNDAYS EXCEPTED.

Leaves Atlanta	8.00	A M
Leaves Macon	7.10	A M
Arrives at Atlanta	1.50	P M
Arrives at Macon	7.30	A M

NIGHT PASSENGER—DAILY.

Leaves Atlanta	1.10	P M
Leaves Macon	5.35	P M
Arrives at Atlanta	10.50	P M
Arrives at Macon	6.10	P M

Western and Atlantic Railroad.

NIGHT PASSENGER TRAIN—OUTWARD.

Leaves Atlanta	11.10	P. M
Arrives at Chattanooga	6.15	A. M

DAY PASSENGER TRAIN—OUTWARD.

Leaves Atlanta	6.00	A. M
Arrives at Chattanooga	1.31	P. M

FRONT PASSENGER TRAIN—INWARD.

Leaves Chattanooga	5.20	P. M
Arrives at Atlanta	1.30	A. M

DAY PASSENGER TRAIN—INWARD.

Leaves Chattanooga	5.30	A. M
Arrives at Atlanta	1.00	P. M

ACCOMMODATION TRAIN—INWARD.

Leaves Dalton	1.00	A. M
Arrives at Atlanta	10.00	A M

For Savannah via Macon and Western and Macon and Brunswick Railroad.

Leave Atlanta at	2.45 P. M.
Connect with the Macon and Brunswick Railroad at Macon at	8.30 P. M
Arrive at Savannah	8.35 A. M

Schedule of Rome Railroad.

DAY TRAIN.

Leave Rome	9.15	A. M
Arrive at Kingston	9.30	A. M
Leave Kingston	9.00	A. M
Arrives at Rome	10.00	A. M.

NIGHT TRAIN.

Leave Rome	8.30	P. M.
Arrive at Kingston	10.00	P. M
Leave Kingston	1.30	P. M
Arrive at Rome	3.05	A. M.

St. Louis, Memphis, Nashville and Chattanooga Railroad Line.

Leaves Atlanta	8.15 o'clock	A.
Arrives at Chattanooga	2.30 "	A. M
Arrives at Nashville	6.30 "	A. M
Arrives at McKenzie	4.50 "	A. M
Arrives at Memphis	3.45 "	P. M
Arrives at Union City	11.30 "	A. M
Arrives at Columbus	12.43 "	P. M
Arrives at St. Louis	11.15 "	P. M
Leaves Atlanta	10.15 "	P. M
Arrives at Chattanooga	5.45 "	A. M
Arrives at Nashville	11.50 "	A. M
Arrives at McKinzie		
Arrives at Memphis	4.30 "	A.
Arrives at Union City	9.10 "	P. M
Arrives at Columbus	10.40 "	P. M
Arrives at St. Louis	7.25 "	A. M

No change of cars from Chattanooga to Memphis but one change from Chattanooga to St. Louis.

Savannah, Griffin and North Alabama Railroad.

Leaves Griffin	1 00	P M
Arrives at Newnan	3 45	P M
Leaves Newnan	7 00	A M
Arrives at Griffin	9 30	A M

Connects at Griffin with Macon and Western Railroad.

Atlanta and West Point Railroad.

DAY PASSENGER TRAIN—(Outward.)

Leaves Atlanta	6 50	A. M
Arrives at West-Point	11 40	A M

DAY PASSENGER TRAIN—(Inward.)

Leaves West-Point	12 30	P. M
Arrives at Atlanta	5,00	P M

NIGHT PASSENGER TRAIN—(Outward.)

Leaves Atlanta	7 00	P M
Arrives at West-Point	12 15	A M

NIGHT PASSENGER TRAIN—(Inward.)

Leaves West Point	1 45	A M
Arrives at Atlanta	6 00	P M

Air-Line Railroad.

Leave Gainesville	6 00	A. M
Arrive at Atlanta	10 00	A. M
Leave Atlanta	3 00	P. M
Arrive at Gainesville	6 40	P. M

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Manufacturers of Grand, Square and Upright
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If you value your Eyesight use the Perfect Lenses Ground from Minute Crystal Pebbles, fitted together, and derive their accurate Magnifying power from their Radiuses and Refraction. They will last for years without Change, and are warranted superior to all others in use. Manufactured by J. E. SPENCER & CO., Opticians, and stamped with our trade mark. For sale by Responsible Agents throughout the Union. Sharp & Flint, Jewelers and Opticians, are Sole Agents for Atlanta, Georgia, from whom they can only be obtained. No Pedlers employed. nov25-dcod1w1y

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$500 REWARD is offered by the proprietor of Dr. Sage's Catarrh Remedy for a case of "*Cold in Head*," *Catarrh* or *Ozena*, which he cannot cure. Sold by Druggists at 50 cts.

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for copying letters without Press or Water, continues to grow in favor wherever introduced, and thousands now using it attest its wonderful merits. All praise its simplicity and convenience, and a public test of years has fully established its genuineness and reliability. It has only to be properly shown to be appreciated by all business men. Price $3 25 and upward. Address P. GARRETT & CO., Philadelphia, Pa. Agents wanted.

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sighs the weary and exhausted one, as the languor and lassitude of spring comes upon him. Come and receive vigor and strength from the wonderful South American Tonic

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It regulates the bowels, quiets the nerves, acts directly on the secretive organs, and, by its powerful Tonic and restoring effect, produces healthy and vigorous action to the whole system.

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$2.00 Each $100,000

The value of the separate interest to which the holder of certificate will be entitled will be determined by the Commissioners who will announce to the public the manner, the time, and the place of distribution.

The following gentlemen are to act as Commissioners, and will receive and take proper charge of the money for the Hospital, and will determine upon the plan and site for the same, to-wit:

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J. F. ALEXANDER, M. D.,
R. S. RAY, M. D.

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EDWARD WEXMAN, Manager,
P. O. Box 301.
dec31-d1f Office No. 11, James' Bank Block.

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OCTOBER 1st, 1871.

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sept28-d3m

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In all cases of Debility, Poor Blood, Weak Nerves, Disordered Digestion, it surely and durably benefits.

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sept28-dcod1w1y

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E. T. WHITE, Manager.
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